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JOURNAL

OF THE

LEGISLATIVE COUNCIL

OF

WASHINGTON TERRITORY,

DURING THE

SEVENTH BIENNIAL SESSION,

BEGUN AND HELD AT OLYMPIA, THE SEAT OF GOVERNMENT,
UPON THE FIRST MONDAY OF OCTOBER, 1879.

Published by Authority.

OLYMPIA:
C. B. BAGLEY, PRINTER.
1879.

JOURNAL

OF THE

PROCEEDINGS OF THE COUNCIL.

COUNCIL CHAMBER,
Monday, October 6, 1879.

The Council of the Legislative Assembly of Washington Territory met at the Council Chamber, at the City of Olympia, on the day above written, and was called to order by Mr. J. T. Berry, Assistant Clerk of the session of the Council of 1877, according to law—the Chief Clerk of that session being absent.

The following members elect answered to their names, in response to the calling of the roll, representing the counties hereinafter named:

J. H. Day—Walla Walla.

R. O. Dunbar—Clarke, Skamania, Klickitat and Yakima.

J. B. La Du—Cowlitz, Pacific and Wahkiakum.

Amos Tullis—Thurston and Lewis.

Francis H. Cook—Pierce, Mason and Chehalis.

G. S. Dudley—King.

John McGlynn—Kitsap, Snohomish and Whatcom.

Elliot Cline—Jefferson, Clallam, Island and San Juan.

Mr. La Du moved to elect temporary officers.

The motion of Mr. La Du prevailed.

The Clerk presiding announced that nominations were in order.

Mr. Dudley nominated Mr. Cook for temporary President.

On motion of Mr. Dunbar,

The election of Mr. Cook for temporary President was made unanimous.

Mr. Cook, upon invitation of the Clerk, took the chair, and announced that the election of other temporary officers was in order.

Mr. Tullis nominated Mr. Allen Weir for temporary Clerk.

On motion of Mr. Dunbar,

The election of Mr. Weir to the position of temporary Chief Clerk was made unanimous.

Mr. McGlynn nominated Mr. W. R. Andrews for the position of Enrolling Clerk.

On motion of Mr. Tullis,

The election of Mr. Andrews was declared unanimous.

Mr. Dunbar nominated Mr. J. H. Wilt for Sergeant-at-Arms.

On motion of Mr. Dudley,

The election of Mr. Wilt was made unanimous.

Mr. Dunbar nominated Mr. Robert Wilson for Watchman.

On motion of Mr. Dudley,

The election of Mr. Wilson was made unanimous.

Mr. Dunbar nominated Miss Ruth Bigelow for Messenger.

On motion of Mr. McGlynn,

The election of Miss Bigelow was made unanimous.

Mr. Tullis nominated Rev. J. R. Thompson for Chaplain.

On motion of Mr. Dunbar,

The election of Mr. Thompson was made unanimous.

Mr. Dunbar moved that a committee of three be appointed to examine the credentials of the members elect.

Mr. La Du suggested that the committee be composed of one member from each judicial district, whereupon the suggestion was embodied in the original motion.

The motion prevailed unanimously.

The chair appointed as a committee on credentials, Messrs. McGlynn, Dunbar and Day.

Mr. Cline moved that a recess of fifteen minutes be declared to enable the committee on credentials to make their report.

Motion carried.

RECESS.

Council called to order by Mr. Cook, temporary President.

The temporary Clerk read the following report from the committee on credentials:

REPORT.

MR. PRESIDENT:—Your committee, to whom was referred the matter of the credentials of those claiming seats in the Legislative Council of Washington Territory, would respectfully report the following persons entitled to seats in said legislative body:

J. H. Day—For Walla Walla county.

G. S. Dudley—For King county.

Francis H. Cook—For Pierce, Mason and Chehalis counties.

Elliot Cline—For Jefferson, Clallam, Island and San Juan counties.

R. O. Dunbar—For Clarke, Skamania, Klickitat and Yakima counties.

J. B. La Du—For Cowlitz, Wahkiakum and Pacific counties.

J. McGlynn—For Kitsap, Snohomish and Whatcom counties.

Amos Tullis—For Thurston and Lewis counties.

Your committee would ask further time to examine the evidence in the contested case from the counties of Stevens, Whitman and Columbia.

Respectfully submitted,

JOHN MCGLYNN,
J. H. DAY,
R. O. DUNBAR,
Committee.

On motion of Mr. Dudley,

The foregoing report was adopted.

Mr. La Du moved to invite the Honorable Secretary of the Territory within the bar to administer the oath of office to the members present who had been returned by the committee on credentials and reported as being entitled to seats in the Council.

Motion carried.

Hon. N. H. Owings, Secretary of Washington Territory, came within the bar and administered the oath of office, in due form, to the members, as invited.

Moved by Mr. Dunbar to make the organization permanent.

Motion carried.

Moved by Mr. Dudley that the Honorable Secretary of the Territory be invited within the bar to administer the oath of office to the officers of the Council, who had been declared permanently elected.

Motion carried.

Hon. N. H. Owings came within the bar, as per invitation, and duly administered the oath of office to the officers present who had been elected.

Moved by Mr. La Du to adjourn until 10, A. M., to-morrow.

Motion carried, and the Council adjourned accordingly.

ALLEN WEIR,
Chief Clerk.

Approved, October 7th, 1879.
FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Tuesday, October 7, 1879.

The Council met at 10, A. M.

The President in the chair.

Miss Ruth Bigelow, Messenger elect, Rev. J. R. Thompson, Chaplain elect, and R. H. Wilson, Watchman elect, being present were called within the bar and the oath of office was duly administered to them by the President.

The Council was called up by the President and prayer was offered by the Chaplain.

The minutes were read, corrected and approved.

The roll was called and the following members found to be present:

Present—Messrs. Cline, Dudley, Dunbar, La Du, McGlynn, Tullis and Mr. President—7.

Absent—Mr. Day.

On motion of Mr. Dunbar,

The rules governing the last Council were temporarily adopted for the use of the present Council.

On motion of Mr. Dudley,

The Council proceeded to the election of Assistant Clerk.

Nominations being in order, Mr. Dudley nominated Mr. Samuel Greene.

Mr. Dunbar moved that Mr. Greene be declared the choice of the Council for Assistant Clerk.

Motion carried.

Mr. Tullis moved that the Council proceed to the election of an Assistant Enrolling and Engrossing Clerk.

Motion carried.

Mr. Tullis nominated Miss Emma Knighton.

On motion of Mr. Dunbar,

Miss Emma Knighton was unanimously elected.

Mr. McGlynn moved that the Council proceed to the election of Doorkeeper, pending which a message from the House was announced, as follows:

HOUSE OF REPRESENTATIVES,
Tuesday, Oct. 7, 1879.

MR. PRESIDENT:—I am instructed to inform the Council that the House of Representatives of the Legislative Assembly has been permanently organized, by the election of the following officers, to-wit:

Hon. Geo. H. Steward.....*Speaker.*
W. C. Potter.....*Chief Clerk.*
Wm. Hughes.....*Assistant Clerk.*
Lewis B. Noble.....*Enrolling Clerk.*
Miss Emma Harmon.....*Engrossing Clerk.*
L. P. Berry.....*Sergeant-at-Arms.*
G. D. Keller.....*Doorkeeper.*
W. L. Hays.....*Messenger.*
Frank Seidel.....*Watchman.*
Rev. D. N. Utter.....*Chaplain.*

And is now ready to receive messages from the Council.

(Signed), WM. C. POTTER,
Chief Clerk.

Mr. McGlynn nominated Hector McKay.

Mr. Dunbar nominated G. W. Brant.

Mr. Dudley nominated Miss Viva Hyde.

Mr. Dudley moved that the Council proceed to elect by ballot.

Mr. La Du moved to amend, and that the vote be taken *viva voce*, on calling the roll.

Motion to amend carried.

Motion, as amended, carried.

The roll was called, with the following result:

McKay, 2; Hyde, 1; Brant, 5.

G. W. Brant was declared elected Doorkeeper.

The officers elected were then called within the bar, and were sworn by the President.

On motion, the Clerk was instructed to inform the House that the Council was organized and ready for business.

Mr. Dunbar offered,

C. J. R., 1.

Resolved, By the Council, the House concurring, that a committee of two be appointed by the President, to confer with a like committee chosen by the House, to wait upon the Governor and inform him that both houses are now organized and ready to receive any communication he may be pleased to make.

The question being on the suspension of the rules, the rules were suspended and the resolution was read a second time, on motion of Mr. La Du

On motion of Mr. La Du,

A further suspension of the rules was had, and the resolution was read a third time.

On calling the roll, the resolution was unanimously adopted.

On motion of Mr. La Du,

The Clerk was instructed to proceed immediately to inform the House of the passage of

C. J. R. 1.—*Resolved*, By the Council. the House concurring, that a committee of two be appointed by the President to confer with a like committee chosen by the House, to wait upon the Governor and inform him that both houses are now organized and ready to receive any communications he may be pleased to make.

It was moved and carried that the representatives of the press be invited to seats within the bar of the Council.

Mr. Dudley moved that a committee of three on rules be appointed by the President to draft rules for the government of this body, and present the same for adoption by the Council.

Messrs. Dudley, Dunbar and La Du were so appointed.

A message from the House was received informing the Council that the House concurred in

C. J. R. 1.—*Resolved*, By the Council, the House concurring, that a committee of two be appointed by the President to confer with a like committee chosen by the House, to wait upon the Governor and inform him that both houses are now organized and ready to receive any communication he may be pleased to make.

And that the House had appointed Messrs. Farnsworth and Storms as the committee on the part of the House.

The President thereupon appointed Messrs. Cline and Dunbar on the part of the Council.

At 11:15, Mr. Dudley moved that the Council take a recess until 2 o'clock, P. M.

Motion carried.

RECESS.

At 2 o'clock the Council was called to order by the President, and the roll was called.

Members present as at morning session.

A message from the House was recevied, as follows:

HOUSE OF REPRESENTATIVES,
October 7, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. J. R. 1.—Appointing joint committee on mileage, and

H. J. R. 2.—Appointing joint committee on rules.

The same are herewith transmitted for concurrent action.

WM. C. POTTER,
Chief Clerk.

Mr. La Du moved that the Council take up

H. J. R. 2.—On joint rules.

And the same was read the first time.

The question being on the suspension of the rules, the rules were suspended, on motion of Mr. La Du, and

H. J. R. 2—On joint rules

Was read a second time.

On motion, the rules were suspended, and

H. J. R. 2.—On joint rules,

Was read the third time, and the resolution was concurred in by the Council by unanimous vote.

The following message was received from the House:

HOUSE OF REPRESENTATIVES,
Olympia, October 7, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the Council are invited to meet the House in joint convention at 2 o'clock, to-morrow, to hear the Governor's Message.

WM. C. POTTER,
Chief Clerk.

Committee on the part of the Council, appointed under

C. J. R. 1—*Resolved*, By the Council, the House concurring, that a committee of two be appointed by the President,

to confer with a like committee chosen by the House, to wait upon the Governor and inform him that both houses are now organized and ready to receive any communication he may be pleased to make.

Reported as follows:

MR. PRESIDENT:—Your committee, appointed to act in conjunction with a committee on the part of the House, to wait upon the Governor and inform him that the Legislative Assembly is now duly organized and ready to receive any communication he may see proper to make, beg leave to report, that they have performed the duty assigned them.

His Excellency informed your committee that he would be ready to deliver a message at 2 o'clock, to-morrow, P. M.

ELLIOT CLINE,
R. O. DUNBAR,
Committee.

The President appointed Messrs. La Du and Dudley, committee on the part of the Council under

H. J. R. 2.—On joint rules.

Moved by Mr. Dunbar, that Council concur in House invitation to meet in joint convention at 2 o'clock, to-morrow afternoon.

Motion carried.

Moved by Mr. La Du, that the Clerk be instructed to proceed to inform the House of the action of the Council on

C. J. R. 2.

And that Messrs. La Du and Dudley were appointed the committee on the part of the Council.

Motion carried.

On motion of Mr. Dudley, at 2:30 o'clock, the Council adjourned to meet to-morrow at 1:30, P. M.

ALLEN WEIR,
Chief Clerk.

Approved, October 8, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Wednesday, October 8, 1879.

The Council met at 1:30, P. M., pursuant to adjournment. Mr. President in the chair.

Roll called.

Present—Messrs. Day, La Du, McGlynn, Tullis and Mr. President.

Absent—Messrs. Cline, Dudley and Dunbar.

Journal read by the Clerk and approved.

A verbal message was received from the House informing the Council that the House was ready to meet the Council in joint convention.

Motion carried, and Council rose and proceeded to the House of Representatives.

JOINT CONVENTION.

The Council and House of Representatives met in joint convention for the purpose of listening to the reading, by his Excellency, the Governor, of his bi-annual message to the Legislative Assembly.

The President of the Council in the chair.

Upon calling the roll all the members of the Council and the House of Representatives were ascertained to be present.

Prayer was offered by the Chaplain of the Council.

Mr. Percival moved that a joint committee of five be appointed to wait upon his Excellency, the Governor, and inform him that the Legislature is now assembled in joint convention, and is ready to receive any message he may wish to communicate.

Motion carried.

The President appointed Messrs. Percival, Ward and Shaw, on the part of the House, and Messrs. Day and La Du, on the part of the Council.

His Excellency, Hon. E. P. Ferry, was then introduced to the joint convention by the President, and read his bi-annual message, after which the President declared the joint convention adjourned.

ALLEN WEIR,
Chief Clerk of the Council.

WM. C. POTTER,
Chief Clerk of the House.

At 3 o'clock, P. M., the Council re-assembled in the Council Chamber.

Mr. President in the chair.

The following communication, addressed to the Council, was read by the Clerk:

TERRITORY OF WASHINGTON,
OFFICE OF TERRITORIAL AUDITOR,
Olympia, October 8, 1879.

To the Honorable, the President of the
Council of the Territory of Washington.

SIR:—By the provisions of Sec. 4, of "An act creating the office and defining the duties of Territorial Auditor," approved, Jan. 25, 1864, it is made the duty of the Territorial Auditor to "digest and prepare" a report to the Legislative Assembly at the commencement of each session.

In pursuance of said act, a report has been duly prepared. But, in view of the importance of many matters therein referred to, it was deemed advisable, as a means of bringing those matters more speedily and tangibly to the notice of the members of both branches of the Legislature, to have the report submitted in printed form, which involved the necessity of printing in advance of the session.

The report, therefore, was placed in the hands of the the printer some days since, for that purpose; but I regret to say, up to this time, it is not completed. The printer informs me, however, that the report will be ready for delivery within a very few days.

Trusting that this letter of explanation will be satisfactory, and that the course pursued in this matter will meet the approval of your honorable body,

I have the honor to be, very respectfully your obedient servant,

T. M. REED,
Territorial Auditor.

Mr. Dunbar moved that

H. J. R. 1.—On mileage,

Be taken up.

Motion carried.

Mr. La Du moved that

H. J. R. 1.—On mileage,

Be read.

Motion carried, and it was read.

Mr. Dunbar moved that

H. J. R. 1.—On mileage,

Be read a second time by title, under suspensions of the rules.

Motion carried.

H. J. R. 1—On mileage,

Was read a second time.

Mr. Tullis moved a further suspension of the rules, and that

H. J. R. 1.—On mileage,

Be read a third time.

Motion carried, and it was so read.

The question being on the passage of

H. J. R. 1.—Appointing committee on mileage,

The roll was called, resulting as follows:

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Tullis and Mr. President—8.

H. J. R. 1.—On mileage,

Was declared adopted.

The President appointed, as the committee on the part of the Council, on

H. J. R. 1.—On mileage:

Messrs. La Du and McGlynn.

Mr. La Du moved that the Governor's message be laid on the table and be made the special order of business for Friday, at 11 o'clock.

Motion carried.

On motion of Mr. La Du,

The Clerk was instructed to proceed to inform the House of the action of the Council on

H. J. R. 1.—On mileage.

Mr. Dudley, chairman of the committee on rules, reported as follows:

Mr. President:—Your committee on rules and orders would respectfully recommend the adoption of the rules and orders of the last session (1877) for the permanent government of the Council, with the following additional rules:

Rule 51. A quorum shall consist of a majority of all the members of the Council.

Rule 52. No rules of the Council shall be suspended, except by a two-thirds vote of all the members voting in the affirmative.

Rule 53. The ayes and noes shall be taken upon the call of any member.

G. S. DUDLEY,
Chairman.

Mr. La Du moved the adoption of the report of the committee.

Motion carried.

The report was declared adopted.

Mr. McGlynn moved that the Council do now adjourn until 10 o'clock, to-morrow, A. M.

Motion carried.

ALLEN WEIR,
Chief Clerk.

Approved, October 9, 1879.
FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Thursday, October 9, 1879.

Council met at 10, A. M.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Dudley, La Du, Tullis, and Mr. President—5.

Absent—Messrs. Day, Dunbar and McGlynn.

The Council was called up and prayer was offered by the Chaplain.

Journal of yesterday read, corrected and approved.

At 10:15 o'clock the Council, on motion of Mr. Tullis, took a recess of half an hour.

At the expiration of the half-hour, Council re-assembled.

Mr. President in the chair.

The committee on credentials made a further report, as follows:

MR. PRESIDENT:—Your committee on credentials would respectfully report,

That in the matter of the contest of L. M. Ringer *vs.* Chas. Montgomery, for a seat in the Council from the counties of Columbia, Whitman and Stevens, we have examined carefully all the testimony in the case and find that the certified vote of Columbia county is,

For L. M. Ringer..... 693
For Charles Montgomery..... 509

WHITMAN COUNTY.

For L. M. Ringer	395
For Charles Montgomery	477

STEVENS COUNTY.

For L. M. Ringer	102
For Charles Montgomery	201
Total number of votes cast in district for L. M. Ringer	1190
Total for Charles Montgomery	1187
Majority for L. M. Ringer	3 votes.

Wherefore your committee would respectfully report that L. M. Ringer is entitled to the office of joint councilman from the counties of Columbia, Whitman and Stevens, and recommend that he be admitted to a seat in the Council from said district.

JOHN MCGLYNN,
R. O. DUNBAR,
J. H. DAY,
Committee.

Mr. La Du moved that the report of the committee on credentials be adopted.

Motion carried.

And report of committee on credentials was declared adopted, and Mr. L. M. Ringer was declared entitled to a seat in the Council.

Mr. La Du moved that the Secretary of the Territory be invited within the bar to administer the oath.

Motion carried.

Hon. N. H. Owings, Secretary of Washington Territory, came forward and the oath of office was duly administered to Mr. Ringer.

Mr. Ringer expressed his thanks to the Council for the prompt disposition of the question of the contested seat.

Under order of business, Mr. La Du made a report for the committee on joint rules, on the part of the Council, as follows:

MR. PRESIDENT:—Your committee appointed to act with a like committee on the part of the House on joint rules, recommend the adoption of the joint rules of the sixth bi-annual session of the Legislative Assembly, with the modification of the 7th and 8th rules, as follows:

RULE 7. Every bill or joint resolution, requiring the signature of the Governor, or appropriating money, shall be examined by a joint committee on enrolled bills, consisting of of two members from each house, who shall compare the same

with the engrossed bills and correcting any errors they may discover, so as to make it agree therewith, and make their report therewith to their respective houses.

RULE 8. Every bill or joint resolution, requiring the signature of the Governor, or appropriating money, reported to have been duly enrolled, shall first be signed by the duly elected presiding officer of the body in which it originated, who shall send the same to the other house, then by the duly elected presiding officer of such house.

J. B. LA DU,
Chairman.

Mr. Dudley moved that the report be accepted, and that the committee be discharged.

Motion carried.

Mr. Cline introduced

C. J. M. 1.

Mr. Dudley moved that

C. J. M. 1.

Be laid on the table.

Motion carried.

Mr. Dunbar moved that a committee of one be appointed by the President to obtain the printing of fifty (50) copies of the rules for the use of the Council.

Motion carried.

Mr. Dunbar was appointed on said committee.

Mr. McGlynn introduced,

C. B. 1.—Entitled "An act to amend an act to confer jurisdiction upon the district court of Whatcom county;" and

C. B. 1.—Entitled "An act to amend an act to confer jurisdiction upon the district court of Whatcom county,

Was read first time.

Mr. La Du moved that the Clerk inform the House that the Council had adopted

H. J. R. 2.—On joint rules.

Motion carried.

Mr. McGlynn moved that 500 copies of the Governor's message be printed for use of Council.

Motion carried.

The following message from the House was received:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
October 8, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has introduced,

H. B. 1.—An act to protect inmates of insane asylums.

WM. C. POTTER,
Chief Clerk.

At 11:30 o'clock, Mr. Tullis moved that the Council take a recess until 2 o'clock.

Motion carried.

At 2 o'clock the Council re-assembled.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

C. J. M. 1,

Introduced by Mr. Cline, at morning session, read by the Clerk.

Mr. Cline moved to lay

C. J. M. 1,

On the table, and that it be ordered printed.

Motion carried.

Mr. Dudley introduced

C. R. 1,

Which was read by the Clerk, as follows:

Resolved, By the Council of the seventh bi ennial session of the Legislative Assembly of the Territory of Washington, that members not present at roll call, but coming in during the reading of the journal, shall be entered as "present" by the Clerk.

Mr. McGlynn moved its adoption.

Motion carried.

The following message from the House was received.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, October 9, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. J. M. 1—Relative to the establishment of a district land office at Port Townsend, W. T.

H. J. M. 2—For the appropriation of fifteen thousand dollars to remove obstructions to navigation in the Chehalis river.

H. J. R. 3—Relative to appointing committee to draft appropriate resolutions,

And the same are herewith transmitted to the Council for concurrent action.

Also that there has been introduced

H. B. 2—An act providing for the descent of real and personal property, and the distribution thereof of deceased persons; and also for estates in dower and by courtesy, and general provisions concerning estates in real and personal property.

H. B. 3—An act to amend Section 460, Chapter 41, of an act entitled "An act to regulate the practice and proceedings in civil actions." Approved, Nov. 8, 1877.

H. B. 4—An act to amend an act entitled "An act prohibiting the owners of hogs, in the counties of Yakima and Whitman, from permitting the same to run at large."

H. B. 5—An act to regulate actions and proceedings to recover, or affecting real estate.

WM. C. POTTER,
Chief Clerk.

H. J. M. 1—Relative to the establishment of a district land office at Port Townsend, W. T.,

Introduced and read once.

H. J. M. 2—For the appropriation of $15,000 to remove obstructions to navigation in the Chehalis river,

Introduced and read once.

H. J. R. 3, introduced and read once.

Mr. Dudley moved that

H. J. R. 3—Relative to appointing committee to draft appropriate resolutions,

Be read a second time by title, under suspension of the rules.

Motion carried.

H. J. R. 3, was read second time.

Mr. Ringer moved a further suspension of the rules and that H. R. J. 3, be read a third time.

Motion carried.

The question being on the passage of

H. J. R. 3—"A resolution to appoint a joint committee to draft appropriate resolutions,"

The roll was called:

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. J. R. 3, was declared adopted.

Mr. Ringer moved that H. J. M. 1, be read a second time under suspension of the rules.

Motion lost.

The President appointed Messrs. McGlynn and La Du a committee on the part of the Council, under H. J. R. 3.

Mr. Dunbar moved that the Clerk inform the House of the action of the Council on H. J. R. 3.

Mr. McGlynn moved a suspension of the rules, and that H. J. M. 2, be read a second time.

Motion carried.

H. J. M. 2, was read a second time.

Mr. La Du moved to refer H. J. M. 2, to committee on memorials.

Motion carried.

A communication was received from the Secretary of the Territory, as follows:

TERRITORY OF WASHINGTON,
SECRETARY'S OFFICE,
Olympia, October 9, 1879.

To the Honorable President, Legislative Council, Washington Territory:—

I have the honor herewith to inform the honorable Council that Clarence B. Bagley, Esq., has been appointed Public Printer for the seventh (7th) bi ennial session of the Legislative Assembly of the Territory of Washington.

The appointment has been made by this office in compliance with instructions from the treasury department of the United States.

The congressional appropriation for public printing having been limited by law to two thousand five hundred ($2500) dollars, printing, aggregating that amount, will be done by Mr. Bagley, and paid for by this office.

Very respectfully, your obedient servent,

N. H. OWINGS,
Secretary of Washington Territory.

At 2:45 o'clock, on motion of Mr. Ringer, the Council adjourned until 9 o'clock, to-morrow morning.

ALLEN WEIR,
Chief Clerk.

Approved, Oct. 10, 1879.
FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Olympia, October 10, 1879.

Council assembled at 9 o'clock, A. M., pursuant to adjournment.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Absent—None.

Prayer offered by the Chaplain.

Journal of yesterday read and approved.

The President appointed standing committees as follows, including a standing committee on the hospital for the insane, which, upon motion of Mr. Ringer, was ordered:

COUNCIL STANDING COMMITTEES:

ELECTIONS.

Day, Cline and La Du.

FEDERAL RELATIONS.

Tullis, Cline and Day.

WAYS AND MEANS.

Ringer, Dudley and Tullis.

EDUCATION.

Dudley, La Du and Day.

JUDICIARY.

Dunbar, McGlynn and La Du.

MILITARY AFFAIRS.

Day, Dudley and Dunbar.

ROADS AND HIGHWAYS.

La Du, McGlynn and Tullis.

ENGROSSED BILLS.

McGlynn, Ringer and Tullis.

ENROLLED BILLS.

Ringer, Dunbar and Dudley.

INDIAN AFFAIRS.

Tullis, Day and Ringer.

COMMERCE.

La Du, Tullis and Cline.

PRINTING.

Tullis, Ringer and Dudley.

CORPORATIONS.

McGlynn, Day and Dunbar.

COUNTIES.

McGlynn, La Du and Day.

AGRICULTURE.

Dudley, Tullis and Day.

CLAIMS.

Cline, Day and La Du.

MEMORIALS.

Dudley, Dunbar and Day.

PUBLIC GROUNDS AND BUILDINGS.

Ringer, Day and McGlynn.

TERRITORIAL LIBRARY.

Cline, Day and Ringer.

MINING AND MINING INTERESTS.

La Du, Tullis and Cline.

RULES AND ORDERS.

Dunbar, La Du and Dudley.

HOSPITAL FOR THE INSANE.

La Du, Day and Dudley.

Mr. Dunbar moved that the Clerk be instructed to prepare a copy of the list of the standing committees, to be posted in the Council chamber.

Motion carried.

Mr. Dunbar moved that the Clerk be instructed to prepare a copy of the list of standing committees for the printer, and that they be incorporated with the Rules of Order.

Motion carried.

Mr. Ringer moved that

C. B. 1.—"An act to amend an act entitled an act to confer jurisdiction upon the district court of Whatcom county;"

Be referred to committee on judiciary.

Motion carried.

C. B. 1, was so referred.

Mr. Ringer moved that

C. J. M. 1—Praying congress in behalf of American fisheries,

Be read second time.

Motion carried.

C. J. M. 1, was read a second time.

Mr. Ringer moved that

C. J. M. 1, be referred to committee on memorials.

Motion carried.

And C. J. M. 1, was so referred.

Mr. Cline moved a suspension of the rules, and

H. J. M. 1—Relative to the establishment of a district land office at Port Townsend, W. T.,

Be read second time

Motion carried.

And H. J. M. 1, was read a second time.

Mr. Cline moved that H. J. M. 1, be referred to committee on memorials.

Motion carried.

Mr. Tullis asked leave to introduce .

C. B. 2—An act to change the name of the county seat of Lewis county.

Leave was granted and the bill was read once.

Mr. Ringer moved that the rules be suspended and that C. B. 2, be read a second time by title.

Motion carried.

C. B. 2, was read a second time.

Mr. La Du moved that C. B. 2, be referred to committee on counties.

Motion carried.

And C. B. 2, was so referred.

Mr. Dunbar asked leave to introduce .

C. B. 3—An act to provide for the times of holding the terms of court in the 1st judicial district of Washington Territory, and for expenses of the judge.

Leave was granted, and C. B. 3, was read first time.

Mr. Cline moved that the rules be suspended and that C. B. 3, be read a second time.

Motion carried.

And C. B. 3, was read a second time.

Mr. Ringer moved that C. B. 3, be referred to committee on judiciary.

Motion carried.

And C. B. 3, was so referred.

At 10 o'clock, Mr. Dunbar moved a recess of one hour.

Motion carried.

At 11 o'clock Council re-assembled.

Mr. President in the chair.

The President stated that the Governor's message was the special order for the hour.

Mr. La Du moved that so much of the Governor's message as referred to finance be referred to committee on ways and means.

Motion carried.

Mr. Ringer moved that so much of the Governor's message as referred to the territorial university be referred to the committee on education.

Motion carried.

Mr. Ringer moved that so much of the Governor's message as referred to the salmon fisheries be referred to the committee on fisheries.

Motion carried.

Mr. Dudley moved that so much of the Governor's message as referred to a territorial board of equalization be referred to committee on judiciary.

Motion carried.

Mr. La Du moved that so much of the Governor's message as referred to legislative apportionment be referred to committee on counties.

Motion carried.

Mr. Dunbar moved that so much of the Governor's message as referred to the cost of conviction of criminals be referred to committee on judiciary.

Motion carried.

Mr. McGlynn moved that so much of the Governor message as refers to the board of immigration be referred to the committee on claims.

Motion carried.

Mr. Tullis moved that so much of the Governor's message as refers to the penitentiary be referred to committee on ways and means.

Motion carried.

Mr. Ringer moved that so much of the Governor's message as refers to the common school system be referred to committee on education.

Motion carried.

Mr. McGlynn moved that so much of the Governor's message as refers to state government be referred to committee on counties.

Motion carried.

Mr. La Du moved that the reports of the regents of the university and of other territorial officers be referred to committee on printing, with instructions to print them.

Motion carried.

A telegram, addressed to the Council and House of Representatives, from the secretary of the Portland committee of reception, inviting the legislature to be present in the City of Portland at the reception of General U. S. Grant, next Monday, (13th inst.) was read by the President.

Mr. Ringer moved that the telegram be received and placed on file.

Motion carried.

At 11:35 o'clock, Mr. La Du moved that the Council take a recess until 2 o'clock in the afternoon.

Motion carried, and Council took a recess.

At 2 o'clock, P. M., the Council re-assembled.

Mr. President in the chair.

Roll called and all the members were found to be present.

The following message from the House was received:

HOUSE OF REPRESENTATIVES,
Olympia, October 9, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has introduced,

H. B. 6—An act to dissolve the bonds of matrimony existing between D. C. Belshee and Zutulda Belshee.

H. B. 7—An act exempting certain firemen from jury duty and from paying certain taxes.

Also that the House has passed

H. B. 8—An act to prevent the disposal of intoxicating liquors to half-breed Indians.

And the same is herewith transmitted.

Also that there has been introduced

H. B. 9—An act to amend an act entitled "An act relating to estrays." Approved, Nov. 9, 1877.

H. B. 10—A bill defining lawful fences in Columbia and Stevens county.

WM. C. POTTER,
Chief Clerk.

Mr. Ringer moved that hereafter all bills be read a second time by title, under suspension of the rules, unless objection be made.

Motion carried.

Mr. McGlynn asked leave to introduce

C. J. M. 2—An act for the relief of Dennis Storrs and others.

Leave being granted, C. J. M. 2, was read once.

The following messages were received from the House:

HOUSE OF REPRESENTATIVES,
October 10, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. J. R. 6—Concurrent resolution relative to receiving Gen. U. S. Grant.

And the same is herewith transmitted for concurrent action.

WM. C. POTTER,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
October 10, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. J. R. 4—Extending invitation to Ulysses S. Grant to visit our territory.

And the same is herewith transmitted for concurrent action.

Also that the House has introduced

H. B. 11—An act to provide for the time of holding the terms of court in the first judicial district of Washington Territory, and for the expenses of the judge.

H. B. 12—An act to provide for the time of holding the terms of the court in the first judicial district of Washington Territory.

H. B. 13—An act for the relief of district judges.

H. B. 14—An act to appropriate money for the University of Washington, and to provide for free scholarships in said university.

H. B. 15—An act to amend an act entitled "An act relating to liens," approved November 8, 1877.

H. B. 16—An act for the relief of the county of Stevens.

H. B. 17—An act to prevent the spread of scab or other infectious diseases among sheep in the counties of Walla Walla, Columbia, Whitman, Stevens, Yakima and Klickitat.

Also the House has introduced

H. J. R. 5—Relating to appointing joint committee of eight on legislative apportionment.

The same is herewith transmitted for concurrent action.

WM. C. POTTER,
Chief Clerk.

Mr. McGlynn moved that

C. J. M. 2—An act for the relief of Dennis Storrs and others,

Be referred to committee on memorials, and ordered printed.

Motion carried.

The committee on judiciary made the following report:

Mr. President:—Your committee on judiciary, to whom was referred

C. B. 1.—"An act to amend an act entitled an act to confer jurisdiction upon the district court of Whatcom county,"

Have had the same under consideration and report as follows:

That we recommend that the same do pass.

R. O. DUNBAR, *Chairman.*

Mr. Ringer moved that the report be accepted.

Motion carried.

The committee on counties reported as follows:

REPORT OF COMMITTEE ON COUNTIES.

Mr. President:—Your committee on counties, to whom was referred

C. B. 2—An act to change the name of the county seat of Lewis county,

Have had the same under consideration and report as follows: We respectfully recommend the passage of the bill herewith submitted.

JNO. McGLYNN, *Chairman.*

Mr. La Du moved that the report be accepted.

Motion carried.

The following message from the House was received.

HOUSE OF REPRESENTATIVES,
Olympia, October 10, 1879.

Mr. President:—I am instructed by the House to inform the Council that the House has introduced,

H. B. 18—An act to punish gambling.

H. B. 19—An act for the better protection of bridges in Washington Territory.

H. B. 20—An act to amend an act entitled "An act in relation to compensation of certain officers in Columbia county," approved Nov. 12, 1875.

H. B. 21—An act repealing Section 262, Chapter 22, of an act entitled "An act in relation to crimes and punishments, and proceedings in criminal cases," approved Nov. 10, 1873, and the substitution of another section in lieu thereof.

H. B. 22—An act to dispose of certain persons held in custody.

WM. C. POTTER,
Chief Clerk.

Mr. La Du moved that

H. J. R. 4—Extending invitation to U. S. Grant to visit our territory.

Be taken up.

Motion carried.

And H. J. 4, was read once.

Mr. Dudley moved a suspension of the rules and that

H. J. R. 4 be read second time.

Motion carried.

And H. J. R. 4 was read second time.

Mr. McGlynn moved a further suspension of the rules, and that

H. J. R. 4 be read third time.

Motion carried.

And H. J. R. 4 was read third time.

The question being on the final passage of

H. J. R. 4, the roll was called with the following result:

Ayes—Nine.

H. J. R. 6—Concurrent resolution relative to receiving Gen. U. S. Grant,

Was, on motion of Mr. La Du, taken up and read first time.

Mr. Dunbar moved that

H. J. R. 6 be read second time under suspension of the rules.

Motion carried.

And H. J. R. 6 was so read.

Mr. Dunbar moved a further suspension of the rules, and that

H. J. R. 6 be read a third time.

Motion lost.

The President read the following communication to the Legislative Assembly:

Mr. President and Gentlemen of the Legislative Assembly:—

I am authorized on behalf of the Directors of the Olympia & Tenino R. R. to tender free passes to all members of the Legislature to attend the reception to be given Gen. Grant at Portland.

T. I. McKENNY,
Vice Pres. O. & T. R. R.

Mr. Cline moved a reconsideration of the lost vote on

H. J. R. 6—Concurrent resolution relative to receiving Gen. U. S. Grant.

Motion carried.

Mr. Dunbar moved a suspension of the rules, and that

H. J. R. 6 be read third time.

Motion carried.

Question then being on the passage of

H. J. R. 6 the roll was called, resulting as follows:

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn and Tullis—6.

Nays—La Du, Ringer and Mr. President—3.

H. J. R. 6 passed.

Under the order of business.

H. J. R. 5—Relating to appointing joint committee of eight on legislative apportionment.

Was read once.

Mr. Dunbar moved a suspension of the rules, and that

H. J. R. 5 be read second time.

Motion carried.

And H. J. R. 5 was so read.

Mr. Dunbar moved a further suspension of the rules, and that H. J. R. 5 be read third time.

Motion carried.

Question being on the passage of the resolution, the roll was called resulting in ayes, 9,

And H. J. R. 5 was passed.

The Preident appointed as joint committee on the part of the Council, under H. J. R. 5,

Messrs. Dudley, Ringer and Tullis.

H. B. 8

Was introduced by Mr. ———, and read once.

Mr. Ringer moved that it be referred to committee on judiciary.

Motion carried.

Mr. Dunbar moved that the invivation of the Portland reception committee be accepted, and that the President of the Council communicate this acceptance.

Motion carried.

Mr. Dunbar moved that

C. B. 3—An act to provide for the times of holding the terms of court in the 1st judicial district of Washington Territory, and for expenses of the judge,

Be ordered printed.

Motion carried.

Mr. Ringer moved that fifty copies each of the report of superintendent of public instruction; report of trustees of the insane asylum; report of the regents of the university; report of the fish commissioners, and of the report of the pilot commissioners be ordered printed.

Mr. Dunbar moved to amend by striking out "report of pilot commissioners."

Motion carried.

Mr. Dudley moved that the word "fifty" be stricken out and the words "one hundred" be inserted in connection with the reports of the trustees for insane, regents of university and superintendent of public instruction.

Motion lost.

Question recurring on the original motion, as amended, the motion carried.

At 3:55 o'clock, Mr. Dunbar moved a recess of fifteen minutes.

Motion carried.

At the expiration of that time, the Council was called to order by the President.

The following message from the House was received:

HOUSE OF REPRESENTATIVES,
Olympia, October 10, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed a motion,

That when the House adjourns to-day it be to meet at 10 o'clock, A. M., Thursday next.

WM. C. POTTER,
Chief Clerk.

Mr. La Du moved that when the Council adjourns, it adjourns to meet again at ten o'clock, A. M., Thursday, October 16th.

Motion carried.

On motion of Mr. Ringer the Council adjourned.

ALLEN WEIR,
Chief Clerk.

Approved, October 16, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Thursday, October 16, 1879.

The Council met at 10, A. M., as per adjournment.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Tullis and Mr. President—8.

Absent—Mr. Ringer.

Journal of the last day's session read, corrected and approved.

Mr. La Du moved that the committee on printing have fifty copies of the rules and orders printed.

Motion carried.

Mr. La Du moved that Mr. Ringer be granted indefinite leave of absense, on account of sickness.

Motion carried.

The following communication was read:

TERRITORY OF WASHINGTON,
OFFICE OF TERRITORIAL TREASURER,
Olympia, October 16, 1879.

Hon. Francis H. Cook, President of the Council:

DEAR SIR:—I have the honor herewith to submit my biennial report, ending Sept. 30, 1879.

Very respectfully your obedient servant,

FRANCIS TARBELL,
Territorial Treasurer.

Mr. Dudley, chairman of committee on memorials, presented reports as follows:

REPORT OF COMMITTEE ON MEMORIALS.

MR. PRESIDENT:—Your committee on memorials, to whom was referred

H. J. M. 1—Relative to the establishment of a district land office at Port Townsend, W. T.,

Have had the same under consideration and report as follows: That the committee recommend its adoption.

G. S. DUDLEY,
Chairman.

REPORT OF COMMITTEE ON MEMORIALS.

MR. PRESIDENT:—Your committee on memorials, to whom was referred

H. J. M. 2—For the appropriation of fifteen thousand dollars to remove obstructions to navigation in the Chehalis river,

Have had the same under consideration and report as follows: That the committee recommend its adoption.

G. S. DUDLEY,
Chairman.

REPORT OF COMMITTEE ON MEMORIALS.

Mr. PRESIDENT:—Your committee on memorials, to whom was referred

C. J. M. 1—Praying congress on behalf of American fisheries,

Have had the same under consideration and report as follows: That the committee recommend its adoption.

G. S. DUDLEY,
Chairman.

Mr. La Du moved that the report of committee on

H. J. M. 2—For the appropriation of fifteen thousand dollars to remove obstructions to navigation in the Chehalis river,

Be received.

Motion carried.

Mr. Dudley moved that the report of committee on

H. J. M. 1—Relative to the establishment of a district land office at Port Townsend, W. T.

Be received.

Motion carried.

Mr. Cline moved that the report of committee on

C. J. M. 1—Praying congress on behalf of American fisheries,

Be received.

Motion carried.

Mr. Day introduced

C. B. 4—An act for the protection of game and fish in the counties of Walla Walla, Columbia and Whitman,

Which was read first and second time.

Mr. La Du moved that C. B. 4 be referred to committee on agriculture.

Motion carried.

Mr. Dunbar introduced

C. B. 5—An act giving to the majority of the citizens of every election precinct for general elections in the Territory of Washington the power to tolerate or prohibit the license of drinking saloons or houses for the sale and drinking of spirituous or intoxicating liquors within their respective precints,

And the same was read first and second time.

Mr. La Du moved that C. B. 5 be referred to committee on judiciary, and that 100 copies of the same be printed.

Motion carried.

Mr. McGlynn introduced

C. B. 6—An act to amend an act entitled an act for the assessing and collecting of county and territorial revenue, approved November 9, 1877,

Which was read first and second time, and upon motion of Mr. Dunbar, was referred to committee on judiciary.

Mr. Day introduced

C. B. 7—An act defining libel and providing for the punishment thereof,

Which was read first and second time.

Mr. Dudley moved that C. B. 7 be referred to the committee on elections.

Motion carried.

Mr. Dudley moved that

H. J. M. 1—Relative to the establishment of a district land office at Port Townsend, W. T.,

Be read a third time and put upon its passage.

Motion carried.

And H. J. M. 1 was read a third time.

The question being upon its passage, the roll was called resulting as follows:

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Tullis and Mr. President—8.

Absent—Mr. Ringer.

And H. J. M. 1 was passed.

Mr. McGlynn moved that

C. B. 1.—An act to amend an act to confer jurisdiction upon the district court of Whatcom county,

Be read a third time and put upon its passage.

Motion carried.

And C. B. 1 was read a third time and was passed.

Ayes—8.

Nays—None.

Absent Mr. Ringer.

Mr. Dudley moved that

H. J. M. 2—For the appropriation of fifteen thousand dollars to remove obstructions to navigation in the Chehalis river,

Be read a third time.

Motion carried.

Mr. McGlynn desiring to amend H. J. M. 2, moved a reconsideration of the vote whereby it was ordered to a third reading.

Motion carried.

At 12 o'clock Mr. McGlynn moved a recess until 2 o'clock in the afternoon.

Motion carried.

Council called to order at 2 o'clock.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Tullis and Mr. President—8.

Absent—Mr. Ringer.

The following message from the House was received:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Oct. 16, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. J. R. 7—Relative to vote of thanks to Oregon Steam Navigation Company.

The same is herewith transmitted for concurrent action.

WM. C. POTTER,
Chief Clerk.

Mr. McGlynn moved to amend

H. J. M. 2—For the appropriation of fifteen thousand dollars to remove obstructions to navigation in the Chehalis river,

By making the description of said river therein, to read: "One of the largest rivers," etc.

Motion carried.

Mr. Dudley then moved that H. J. M. 2, as amended, be read a third time and put upon its final passage.

Motion carried.

And H. J. M. 2 was read a third time.

Roll call, upon its passage, resulted:

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Tullis and Mr. President—8.

Nays—None.

Absent—Mr. Ringer.

Mr. Tullis moved that

C. B. 2—An act to change the name of the county seat of Chehalis county,

Be read a third time and put upon its final passage.

Motion carried.

And C. B. 2 was read a third time.

Title was approved and bill passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Tullis and Mr. President—8.

Nays—None.

Absent Mr. Ringer.

C. J. M. 1—Praying congress on behalf of American fisheries,

Was read a third time and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Tullis and Mr. President—8.

Nays—None.

Absent—Mr. Ringer.

H. J. R. 7—Relative to a vote of thanks to the Oregon Steam Navigation Company,

Was read twice.

On motion of Mr. Dudley, the rules were suspended, and H. J. R. 7 was read a third time.

Being put upon its passage it passed.

Ayes—8.

Nays—None.

Absent—Mr. Ringer.

The following message from the House was received.

HOUSE OF REPRESENTATIVES,
Olympia, October 16, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has introduced,

H. B. 23—To amend an act entitled "An act to regulate the practice and proceedings in civil proceedings," approved Nov. 8, 1877.

H. B. 24—An act to amend an act entitled "An act relating to deeds," approved Nov. 9, 1877.

H. B. 25—An act supplemental to and explanatory of Chapter II of an act entitled, "An act to provide for the incorporation of cities," approved Nov. 9, 1877, and to declare certain corporations thereunder valid.

WM. C. POTTER,
Chief Clerk.

At 2:50 o'clock, on motion of Mr. Dudley, Council adjourned until 10 o'clock, to-morrow.

ALLEN WEIR,
Chief Clerk.

Approved, October 17, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Friday, Oct. 17, 1879.

Council assembled, as per adjournment.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis, and Mr. President—9.

Absent—None.

Journal of previous day read and approved.

Mr. Day presented a petition of seventy citizens of Walla Walla, praying that an act may pass empowering the board of county commissioners of each county to supply and correct omissions and mistakes in the county records establishing roads.

Mr. Dunbar, of the committte on judiciary, made a minority report, as follows, upon H. B. 8:

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

H. B. 8.—An act to prevent the disposal of intoxicating liquors to half-breed Indians,

Have had the same under consideration, and would beg to submit a minority report, as follows: That we find the bill correct and recommend its passage.

R. O. DUNBAR,
Of committee on judiciary.

Mr. Dudley, chairman of the committee on agriculture, reported as follows:

REPORT OF COMMITTEE ON AGRICULTURE.

MR. PRESIDENT:—Your committee on agriculture, to whom was referred

C. B. 4.—An act for the protection of game and fish in the counties of Walla Walla, Columbia and Whitman,

Have had the same under consideration, and report as follows: That the committee recommend its passage.

G. S. DUDLEY,
Chairman.

The report was, on motion, accepted.

Mr. Dudley, chairman of the committee on memorials, reported as follows:

REPORT OF COMMITTEE ON MEMORIALS.

MR. PRESIDENT:—Your committee on memorials, to whom was referred

C. J. M. 2.—For relief of Dennis Storrs, *et al.*,

Have had the same under consideration, and report as follows: That the committee recommend its adoption.

G. S. DUDLEY,
Chairman.

And the report was adopted.

Mr. Dunbar, chairman of the committee on judiciary, reported as follows:

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

C. B. 5—An act giving to the majority of the citizens of every election precinct for general elections in the Territory of Washington the power to tolerate or prohibit the license of drinking saloons or houses for the sale and drinking of spirituous or intoxicating liquors within their respective precints,

Have had the same under consideration and report as follows: That the committee recommend its passage.

R. O. DUNBAR,
Chairman.

And the report was accepted.

Mr. La Du presented the following report upon

H. B. 8—An act to prevent the disposal of intoxicating liquors to half-breed Indians,

Signed by a majority of the committee on judiciary, and upon motion of Mr. Ringer, the report was adopted:

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

H. B. 8—An act to prevent the disposal of intoxicating liquors to half-breed Indians,

Have had the same under consideration and report as follows: We recommend that the same do not pass.

J. B. LA DU,
JNO. McGLYNN,
Committee.

Mr. Day, chairman of the committee on elections, reported as follows, and the report was accepted:

REPORT OF COMMITTEE ON ELECTIONS.

MR. PRESIDENT:—Your committee on elections, to whom was referred

C. B. 7—An act defining libel and providing for the punishment thereof,

Have had the same under consideration and report as follows: We report in favor of its passage.

J. H. DAY,
Chairman.

Mr. Day introduced

C. B. 8—An act to provide for the supply and correction of records of county roads,

Which was read twice.

Mr. Ringer moved that C. B. 8 be referred to committee on judiciary.

Motion carried.

Mr. McGlynn moved that fifty copies of C. B. 8 be printed.

Motion carried.

Mr. Day introduced

C. B. 9—An act defining county roads,

Which was read twice.

Mr. Ringer moved that it be referred to committee on roads and highways.

Motion carried.

Mr. McGlynn moved that fifty copies of C. B. 9 be printed.

Motion carried.

THIRD READING OF BILLS.

C. J. M. 2—An act for the relief of Dennis Storm and others,

Was read third time.

The question being on the passage of C. J. M. 2, the roll was called, with the following result:

Ayes—9.

Nays—None.

And C. J. M. 2 was passed.

C. B. 4—An act for the protection of game and fish in the counties of Walla Walla, Columbia and Whitman,

Was read a third time.

Mr. Ringer moved that C. B. 4 be laid on the table, subject to order of the Council.

Motion carried.

H. B. 8—An act to prevent the disposal of intoxicating liquors to half-breed Indians,

Was read a third time.

Question being upon the final passage of H. B. 8, the roll was called, resulting as following:

Ayes—Messrs. Day, Dudley, Dunbar and Ringer—4.

Nays—Messrs. Cline, La Du, McGlynn, Tullis and Mr. President—8.

H. B. 8 failed to pass.

At 11:30 o'clock, Mr. Dunbar moved that the Council adjourn until 10 o'clock, to-morrow morning.

ALLEN WEIR, *Chief Clerk.*

Approved, Oct. 18, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Saturday, October 18, 1879.

Council assembled, as per adjournment, at 10 o'clock, A. M.
Mr. President in the chair.
Roll called and all the members were found to be present.
Prayer was offered by the Chaplain.
Journal of previous day read and approved.
The following messages were received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, October 18, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed,

H. B. 10—An act defining lawful fences in Columbia and Stevens counties.

H. B. 15—An act to amend an act entitled "An act relating to liens," approved November 8, 1877.

H. B. 17—An act to prevent the spread of scab or other infectious diseases among sheep in the counties of Walla Walla, Columbia, Whitman, Stevens, Yakima and Klickitat.

H. B. 21—An act repealing Section 262, Chapter 22, of an act entitled "An act in relation to crimes and punishments, and proceedings in criminal cases," approved Nov. 10, 1873, and the substitution of another section in lieu thereof.

And the same are herewith transmitted for concurrent action.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
October 17, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has introduced,

H. B. 26—An act to legalize certain ordinances of the city of Seattle.

H. B. 27—An act in relation to the Judges of the District and Probate courts and Justices of the Peace practicing as attorneys-at-law in certain cases.

H. B. 28—An act to change the name of David Lipstine to that of Henry Landes.

H. B. 29—A bill to fix the times of holding the Probate courts of Washington Territory.

H. B. 30—An act to extend and define the corporate limits of the City of Port Townsend, and to confer on said city certain privileges.

H. B. 31—An act in relation to the acknowledgment of deeds, mortgages and other instruments in writing, taken in foreign countries and out of the United States.

H. B. 32—An act to create and confer jurisdiction upon the District court of Lewis county.

H. B. 33—An act to amend an act entitled "An act to provide for the assessing and collecting of county and territorial revenue," approved Nov. 9, 1877.

H. B. 34—An act providing for the election of county commissioners and defining their duties, approved Nov. 9, 1869.

Also that the House has introduced and passed,

H. J. R. 8—In relation to appointing joint committee of two on the part of the Council and four on the part of the House to visit the territorial university and hospital for the insane,

And the same is herewith transmitted for concurrent action.

Also that the House has passed

C. J. M. 2—An act for the relief of Dennis Storrs and others.

And the same is herewith returned.

WM. C. POTTER,
Chief Clerk.

Mr. La Du, chairman of committee on roads and highways, reported as follows:

REPORT OF COMMITTEE ON ROADS AND HIGHWAYS.

MR. PRESIDENT:—Your committee on roads and highways to whom was referred

C. B. 9—An act defining county roads,

Have had the same under consideration and report as follows: That we report the same back without recommendation.

J. B. LA DU,
Chairman.

Mr. McGlynn introduced,

C. B. 10—An act to amend an act entitled, "An act relating to liens," approved Nov. 8, 1877,

Which was read twice, and, on motion, referred to committee on judiciary, and fifty copies were ordered printed.

Mr. Dunbar introduced

C. B. 11—An act to amend Section 352, Chapter XXXIII, of an act entitled "An act to regulate the practice and proceedings in civil actions," approved Nov. 9, 1877,

Which was read twice and, upon motion, was referred to committee on judiciary, and fifty copies were ordered printed.

Mr. Ringer introduced

C. J. R. 3—In relation to the Legislative Assembly of Washington Territory visiting the hospital for the insane,

Which was read.

Mr. Cline moved that the rules be suspended and that C. J. R. 3 be read a second time.

Motion carried.

Mr. Dudley moved to amend C. J. R. 3, by inserting, after the word "insane," the words, "And the territorial university at Seattle."

The question being upon the adoption of the amendment, the roll was called with the following result:

Ayes—Messrs. Dudley and McGlynn—2.

Nays—Messrs. Cline, Day, Dunbar, La Du, Ringer, Tullis and Mr. President—7.

And the amendment was lost.

Mr. La Du moved the further suspension of the rules and that C. J. R. 3 be read a third time.

Motion carried.

The question being upon the final passage of the resolution, the roll was called, resulting as follows:

Ayes—Messrs. Cline, La Du, Ringer, Tullis and Mr. President—5.

Nays—Messrs. Day, Dudley, Dunbar and McGlynn—4.

C. J. R. 3 was passed.

Mr. Tullis introduced

C. B. 12—An act to provide for the scaling and measurement of logs and the formation of lumber districts,

Which was read twice.

Mr. Cline moved that C. B. 12 be referred to committee on judiciary, and that fifty copies be printed.

Mr. Tullis moved to amend by referring to committee on commerce.

Amendment carried.

Question recurring on the motion, as amended, the same was carried.

Mr. Day introduced

C. B. 13—An act declaring all public highways county roads,

Which was read twice and, upon motion, referred to committee on roads and highways.

Mr. Day introduced

C. B. 14—An act to declare what shall constitute a dedication of the use of land for public highways,

Which was read twice and, on motion, referred to committee on roads and highways.

UNDER THIRD READING OF BILLS.

C. B. 5—An act giving to the majority of the citizens of every election precinct for general elections in the Territory of Washington the power to tolerate or prohibit the license of drinking saloons or houses for the sale and drinking of spirituous or intoxicating liquors within their respective precints,

Which was read a third time.

Mr. La Du moved to lay C. B. 5 on the table, subject to order of Council.

Motion lost.

Mr. Ringer then moved that C. B. 5 be laid on the table and be made the special order for 11 o'clcok Monday, October 20th.

Motion carried.

C. B. 7—An act defining libel and providing for the punishment thereof,

Was read a third time.

The question recurring on its final passage, C. B. 7 was passed and the title of the same was approved.

Ayes—8.

Nays—1.

C. B. 9—An act defining county roads,

Was read third time.

Mr. Day moved to amend by adding thereunder an enacting clause, pending which motion, upon motion of Mr. McGlynn, at 12 o'clock, the Council took a recess until 2 o'clock in the afternoon.

At 2 o'clock Council re-assembled.

The President in the chair.

Roll called.

Present—8.

Absent—Mr. Cline.

Mr. Dunbar moved that Mr. Day's amendment to C. B. 9 be incorporated into the bill.

Motion carried.

Question recurring on the final passage of C. B. 9, the title was approved and the bill passed.

Ayes—8.

Absent—Mr. Cline.

UNDER BUSINESS FROM THE HOUSE.

H. J. R. 8—In relation to appointing joint committee of two on the part of the Council and four on the part of the House to visit the territorial university and hospital for the insane,

Mr. Dunbar moved that the rules be suspended and that the same be read a second time.

Motion lost.

H. B. 10—An act defining lawful fences in Columbia and Stevens counties.

Was read twice and, upon motion, was referred to committee on judiciary.

H. B. 15—An act to amend an act entitled "An act relating to liens," approved November 8, 1877.

Was read twice and, on motion, was referred to the committee on judiciary.

H. B. 17—An act to prevent the spread of scab or other infectious diseases among sheep in the counties of Walla Walla, Columbia, Whitman, Stevens, Yakima and Klickitat.

Was read twice and, upon motion, was referred to committee on agriculture.

H. B. 21—An act repealing Section 262, Chapter 22, of an act entitled "An act in relation to crimes and punishments, and proceedings in criminal cases," approved Nov. 10, 1873, and the substitution of another section in lieu thereof.

Was read twice and, on motion, was referred to committee for hospital insane.

At 2:35 P. M., Mr. La Du moved that the Council adjourn to 10 o'clock on Monday morning, and the Council so adjourned.

ALLEN WEIR,
Chief Clerk.

Approved, October 20, 1879.
FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Monday, October 20, 1879.

Council assembled as per adjournment.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du McGlynn, Ringer and Mr. President—8.

Absent—Mr. Tullis.

Prayer was offered by the Chaplain.

Journal of Saturday's session read and approved.

The following messages from the House were received:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Oct. 20, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has introduced

H. B. 35—An act to amend an act entitled "An act to provide for the payment of costs in certain cases," approved Nov. 2, 1869.

H. B. 36—An act to organize Spokan county.

H. B. 37—An act to repeal an act entitled "An act for the protection of stock raisers in the counties of Clallam and Jefferson."

H. B. 38—An act to amend an act in relation to assessing and collecting county and territorial revenue.

H. B. 39—An act in relation to mortgages on personal property.

H. B. 40—An act to regulate the practice of medicine and surgery in Washington Territory.

Also that the House has introduced

H. B. 41—An act to regulate the measurement and survey of lumber in the log, and fix compensation therefor.

H. B. 42—An act to repeal an act entitled "An act to provide for an official short-hand reporter for the District courts," approved Nov. 6, 1877.

H. B. 43—An act to amend the city charter of the City of Walla Walla.

H. B. 44—An act regulating salmon fisheries in the waters of the Columbia river and its tributaries.

H. B. 45—An act to regulate the building of wire fences.

And the same is herewith transmitted for your action.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Oct. 20, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. B. 4—An act prohibiting the running at large of hogs, in the counties of Columbia, Whitman, Stevens, Walla Walla, and Yakima.

H. B. 6—An act to dissolve the bonds of matrimony existing between D. C. Belshee and Zutulda Belshee.

H. B. 28—An act to change the name of David Lipstine to that of Henry Landes.

H. B. 46—An act to authorize the City of Port Townsend to license, tax, regulate and restrain certain kinds of business within the limits of said city.

H. B. 29—An act to fix the time for holding the regular terms of Probate courts.

H. B. 30—An act to extend and define the corporate limits of the City of Port Townsend, and to confer on said city certain privileges.

And the same are herewith transmitted for your action.

Also that the House has passed.

C. B. 2—An act to change the name of the county seat of Lewis county,

And the same is herewith returned.

WM. C. POTTER,
Chief Clerk.

Mr. Dunbar, chairman of the committee on judiciary, reported upon H. B. 10, H. B. 15, and C. B. 3 and 8, as follows:

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

H. B. 15—An act to amend an act entitled "An act relating to liens," approved Nov. 8, 1877,

Have had the same under consideration and report as follows: That the committee recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

C. B. 8—An act to provide for the supply and correction of records of county roads,

Have had the same under consideration and report as follows: That the committee recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

C. B. 3—An act to provide for the times of holding the terms of court in the 1st judicial district of Washington Territory, and for expenses of the judge,

Have had the same under consideration, and report as follows: That the committee recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

H. B. 10—An act defining lawful fences in Columbia and Stevens counties,

Have had the same under consideration and report as follows: That the committee recommend its passage.

R. O. DUNBAR,
Chairman.

UNDER SECOND READING OF BILLS.

H. J. R. 8—In relation to appointing joint committee of two on the part of the Council and four on the part of the House to visit the territorial university and hospital for the insane,

Was read a second time.

Mr. Dudley moved to suspend the rules and that H. J. R. 8 be read a third time.

Mr. Ringer moved to lay on the table subject to call.

Motion carried.

THIRD READING OF BILLS.

Mr. Ringer offered to amend

C. B. 3—An act to provide for the times of holding the terms of court in the first judicial district of Washington Territory, and for the expenses of the judge,

By striking out section 4 of said bill and substituting another therefor.

Mr. Dudley moved to recommit.

Motion lost.

A message from the House was received, as follows:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, October 20, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has refused to concur in

C. J. R. 3—In relation to the Legislative Assembly of Washington Territory visiting the hospital for the insane,

And the same is herewith returned.

WM. C. POTTER,
Chief Clerk.

Question recurring on Mr. Ringer's amendment, the amendment was lost.

Ayes—3.

Nays—4.

C. B. 3 was read a third time.

Question being upon the passage of the bill, the roll was called with the following result:

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn and Mr. President—7.

Nays—Mr. Ringer.

Absent—Mr. Tullis.

And C. B. 3 passed, and the title approved.

C. B. 8—An act to provide for the supply and correction of records of county roads,

Was read a third time.

Mr. Day was given leave to move an amendment by adding thereto a section repealing conflicting law, and making said act in force from and after its approval.

Motion carried.

Question being upon the passage of C. B. 8, the roll was called, resulting as follows:

Ayes—8.

Absent—Mr. Tullis.

The special order of the hour, 11 o'clock, being the consideration of

C. B. 5—An act giving to a majority of the citizens of every election precinct, for general elections in the Territory of Washington, the power to tolerate or prohibit the license of drinking saloons or houses for the sale of intoxicating liquors in the respective precincts,

Mr. Dunbar moved to amend, as follows:

MR. PRESIDENT:—I move to amend

C. B. 5—An act giving to a majority of the citizens of every election precinct, for general elections in the Territory of Washington, the power to tolerate or prohibit the license of drinking saloons or houses for the sale and drinking of spirituous or intoxicating liquors within their respective precincts,

By striking out sections six (6) and eight (8) of said act and by striking out the word "citizen" in the sixth line of section three (3) and inserting in the place thereof the words "inhabitants, except Indians not taxed."

Motion carried.

Mr. La Du moved to strike out section 4 of C. B. 5.

Motion lost.

The following message from the House was received.

HOUSE OF REPRESENTATIVES,
Olympia, October 20, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. J. R. 9—Relative to mail service between Whatcom, W. T., and New Westminister, British Columbia.

H. J. R. 10—In relation to the removal of a jam from the Nooksack river, Whatcom county.

And the same are herewith transmitted for concurrent action.

WM. C. POTTER, *Chief Clerk.*

Mr. Cline moved to recommit.

Motion lost.

Mr. Dunbar moved to insert the following in lieu of section 8, which was stricken out:

Section 8. That the fee for license shall remain as now fixed by law.

Motion carried.

Mr. Dunbar moved to amend so that the form of the bill be made regular in sections.

Motion carried.

And C. B. 5 was so amended.

Mr. Dudley moved that in the third line of section four (4) the word "citizenship" be stricken out and the word "inhabitance" be substituted.

Motion carried.

Question being upon the final passage of C. B. 5, the roll was called with the following result:

Ayes—8.

Nays—Mr. La Du.

And C. B. 5 was passed and the title was approved.

At 12 o'clock, upon motion, the Council adjourned until 2 o'clock.

At 2 o'clock the Council re-assembled.

Mr. President in the chair.

Roll called.

Present—Messrs. Day, Dudley, Dunbar, La Du, McGlynn, Tullis and Mr. President—7.

Absent—Messrs. Cline and Ringer—2.

Mr. Dunbar moved to reconsider the approval of the title of C. B. 5.

Motion carried.

And the title, as amended, was approved.

Council then resuming third reading of bills,

H. B. 10—An act defining lawful fences in Columbia and Stevens counties

Was read a third time.

Question being upon the passage of H. B. 10, the roll was called, resulting as follows:

Ayes—9.

Nays—None.

And H. B. 10 was passed and the title was approved.

H. B. 15—An act to amend an act relating to liens, approved Nov. 8, 1877,

Was read a third time.

Question being upon the passage of the bill, the roll was called, resulting as follows:

Ayes—9.

And H. B. 15 passed and the title was approved.

H. B. 6—An act to dissolve the bonds of matrimony between D. C. Belshee and Zutuldy Belshee,

Was read twice and, upon motion, was referred to committee on judiciary.

H. B. 4—An act prohibiting the running at large of hogs in the counties of Columbia, Whitman, Stevens, Walla Walla and Yakima,

Was read twice and, on motion, was referred to committee on agriculture.

The following message was received from the House:

HOUSE OF REPRESENTATIVES,
October 20, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has introduced,

H. B. 47—An act providing for the care and keeping of Maggie and Thomas Phillips, infant children of Mary Phillips, a territorial convict.

H. B. 48—An act to provide for recording marriage licenses.

H. B. 49—An act to repeal an act entitled "An act to create and confer jurisdiction upon the District court of Whatcom county," approved Nov. 9, 1877.

H. B. 50—An act defining the duties and providing for the compensation of the examining physician of the territorial penitentiary.

H. B. 51—An act to amend an act entitled "An act relating to the support of the poor," approved Jan. 21, 1863.

H. B. 52—An act relating to territorial roads in Yakima county.

H. B. 53—An act for the relief of William Billings, for the confinement and custody and maintenance of territorial convicts.

WM. C. POTTER,
Chief Clerk.

H. B. 46—An act to authorize the City of Port Townsend to license, tax, regulate and restrain certain kinds of business within the limits of said city,

Was read once.

H. B. 28—An act to change the name of David Lipstine to that of Henry Landes,

Was read twice, and referred to committee on judiciary.

H. B. 29—An act to fix the times of holding the Probate courts of Washington Territory,

Was read twice and, on motion, referred to committee on judiciary.

H. B. 30—An act to extend and define the corporate limits of the City of Port Townsend,

Was read twice and, on motion, referred to committee on corporations.

H. J. R. 9—Relative to mail service between Whatcom, W. T., and New Westminister, British Columbia,

Was read twice.

On motion, the rules were suspended and H. J. R. 9 was passed.

Ayes—9.

H. J. R. 10—Relating to the removal of a jam from the Nooksack river, in Whatcom county,

Was read twice.

On motion, the rules were suspended and H. J. R. 10 was read a third time and passed.

Ayes—9.

At 2:50 o'clock, on motion of Mr. La Du, the Council adjourned until 10 o'clock, to-morrow morning.

ALLEN WEIR,
Chief Clerk.

Approved, October 21, 1879.
FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Tuesday, Oct. 21, 1879.

Council assembled as per adjournment.
Mr. President in the chair.
Roll called.
Present—9.
Prayer was offered by the Chaplain.
Journal of Monday read and approved.
The following messages were received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
October 21, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the Speaker has signed

C. J. M. 1—Praying Congress in behalf of American fisheries,

C. J. M. 2—For the appropriation of fifteen thousand dollars to remove opstructions to navigation in the Chehalis river.

And the same are herewith transmitted for your signature.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, October 21, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. B. 31—An act in relation to the acknowledgment of deeds, mortgages and other instruments in writing, taken in foreign countries and out of the United States.

C. J. M. 1—Praying Congress in behalf of American fisheries.

H. B. 26—An act to legalize certain ordinances of the city of Seattle.

H. B. 27—An act in relation to the Judges of the District and Probate courts and Justices of the Peace practicing as attorneys-at-law in certain cases.

H. B. 37—An act to repeal an act entitled "An act for the protection of stock raisers in the counties of Clallam and Jefferson."

And the same is herewith transmitted for your action.

WM. C. POTTER,
Chief Clerk.

Mr. Dunbar reported from the committee on judiciary, as follows:

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

H. B. 29—An act to fix the times of holding the Probate courts of Washington Territory,

Have had the same under consideration and report as follows: That the committee recommend its passage.

R. O. DUNBAR,
Chairman.

Mr. Dudley, chairman of the committee on agriculture, reported as follows:

REPORT OF COMMITTEE ON AGRICULTURE.

MR. PRESIDENT:—Your committee on agriculture, to whom was referred

H. B. 17—An act to prevent the spread of scab or other infectious diseases among sheep in the counties of Walla Walla, Columbia, Whitman, Stevens, Yakima and Klickitat.

Have had the same under consideration, and report as follows: That the committee recommend its passage.

G. S. DUDLEY,
Chairman.

Mr. Dunbar, chairman of committee on judiciary, reported as follows:

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

H. B. 28—An act to change the name of David Lipstine to that of Henry Landes,

Have had the same under consideration and report as follows: That the committee recommend its passage.

R. O. DUNBAR,
Chairman.

Mr. Dudley introduced

C. B. 15—An act to amend the charter of the City of Seattle,

Was read twice and referred to committee on corporations.

Mr. Day introduced

C. B. 16—An act to establish the rates to be paid for county printing,

Which was read twice and referred to committee on printing.

Mr. Ringer, on behalf of committee on enrolled bills, reported as follows:

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT:—Your committee on enrolled bills, to whom was referred

C. J. M. 2.—For relief of Dennis Storrs, *et al.*,

Have examined said bill and find the same correctly enrolled.

L. M RINGER,
Committee on Enrolled Bills.

H. B. 46—An act to authorize the City of Port Townsend to license, tax, regulate and restrain certain kinds of business within the limits of said city.

Was read twice and referred to committee on corporations.

H. B. 28—An act to change the name of David Lipstine to that of Henry Landes.

Was read a third time.

Question being upon the passage of the bill, the roll was called with the following result:

Ayes—9.

And H. B. 46 was passed and the title was approved.

H. B. 17—An act to prevent the spread of scab or other infectious diseases among sheep in the counties of Walla Walla, Columbia, Whitman, Stevens, Yakima and Klickitat,

Was read a third time.

Question being upon the passage of the bill, the roll was called, resulting as follows:

Ayes—9.

And H. B. 17 was passed and the title was approved.

H. B. 29—An act to fix the time for holding the regular terms of probate courts.

Was read a third time and passed.

Ayes—8.

Nay—Mr. Cline.

The title was approved.

H. J. R. 8—In relation to appointing joint committee of two on the part of the Council and four on the part of the House to visit the territorial university and hospital for the insane.

Was read a third time.

By leave of the Council, Mr. Dudley moved to amend so as to make the committee three in number—two in the House and one in the Council, and the amendment was adopted.

Ayes—Messrs. Day, Dudley, Dunbar, McGlynn, Tullis and Mr. President—6.

Nays—Messrs. Cline, La Du and Ringer—3.

Question being upon the adoption of the resolution, as amended, the resolution was rejected.

Aye—Mr. Dudley.

Nays—8.

H. B. 26—An act to legalize certain ordinances of the City of Seattle,

Was read twice and referred to committee on corporations.

H. B. 27—An act in relation to judges of the District and Probate courts and Justices of the Peace practicing as attorneys-at-law,

Was read twice and referred to committee on judiciary.

H. B. 31—An act in relation to acknowledgments of deeds, mortgages and other instruments of writing taken in foreign countries beyond the limits of the United States,

Was read twice and referred to committee on judiciary.

H. B. 37—An act to repeal an act for the protection of stockraisers in the counties of Clallam and Jefferson,

Was read twice and referred to committee on agriculture.

Mr. Dudley moved that the President appoint a committee of three on the part of the Council to confer with a committee

of five on the part of the House in reference to visiting the hospital for insane and territorial university.

Motion carried.

Mr. Dudley moved to adjourn to 2 o'clock this afternoon.

Mr. Dunbar moved to amend so as to adjourn until 10 o'clock to-morrow, A. M.

Motion lost.

Question being on the motion to adjourn until 2 o'clock this afternoon.

Motion carried.

And Council took a recess until 2 o'clock.

Council re-assembled at 2 o'clock.

Mr. President in the chair.

Roll called.

Present—9.

Mr. La Du, chairman of the committee on roads and highways, reported as follows:

REPORT OF COMMITTEE ON ROADS AND HIGHWAYS.

MR. PRESIDENT:—Your committee on roads and highways to whom was referred

C. B. 13—An act declaring all public highways county roads,

Have had the same under consideration and report as follows: That we report the same back without recommendation.

J. B. LA DU, *Chairman.*

REPORT OF COMMITTEE ON ROADS AND HIGHWAYS.

MR. PRESIDENT:—Your committee on roads and highways to whom was referred

C. B. 14—An act to declare what shall constitute a dedication of the use of land for public highways,

Have had the same under consideration and report as follows: We recommend that it do not pass.

JAS. B. LA DU,
Chairman.

Mr. La Du, chairman of committee on hospital for insane reported as follows:

REPORT OF COMMITTEE ON HOSPITAL FOR INSANE.

MR. PRESIDENT:—Your committee on hospital for insane to whom was referred

C. B. 21—An act repealing Section 262, Chapter 22, of an act entitled "An act in relation to crimes and punishments, and proceedings in criminal cases," approved Nov. 10, 1873, and the substitution of another section in lieu thereof,

Have had the same under consideration and report as follows: That the bill do not pass.

JAS. B. LA DU,
Chairman.

The following messages from the House were received.

HOUSE OF REPRESENTATIVES,
Olympia, October 21, 1879.

MESSAGE FROM THE HOUSE.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has introduced

H. B. 55—An act relating to weights and measures and providing for the appointment of a scaler thereof.

H. B. 56—An act in relation to verdicts of juries in civil actions.

H. B. 57—An act for the relief of Columbia county.

H. B. 58—An act for the relief of Walla Walla county.

H. B. 59—An act to amend an act entitled "An act in relation to territorial auditor," approved Nov. 29, 1877.

H. B. 60—An act in relation to persons convicted of capital offenses.

H. B. 61—An act to change the boundaries of Pacific, Wahkiakum, Lewis and Skamania counties.

And the same are herewith transmitted for concurrent action.

WM. C. POTTER, *Chief Clerk.*

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Oct. 21, 1879.

MR. PREIDENT:—I am instructed by the House to inform the Council that the House has passed

H. B. 25—An act supplemental to and explanatory of Chapter II of an act entitled, "An act to provide for the incorporation of cities," approved Nov. 9, 1877, and to declare certain corporations thereunder valid.

H. B. 36—An act to organize Spokan county.

And the same are herewith transmitted for your action.

WM. C. POTTER,
Chief Clerk.

Mr. Ringer, chairman of committee on enrolled bills, reported as follows:

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT:—Your committee on enrolled bills to whom was referred

C. B. 2—An act to change the name of the county seat of Lewis county,

Have had the same under consideration and report as follows: That we have examined the same carefully and find it correctly enrolled.

L. M. RINGER,
Chairman.

Mr. Dudley, chairman of committee on agriculture, reported as follows:

REPORT OF COMMITTEE ON AGRICULTURE.

MR. PRESIDENT:—Your committee on agriculture to whom was referred

H. B. 4—An act prohibiting the running at large of hogs in the counties of Columbia, Whitman, Stevens, Walla Walla and Yakima,

Have had the same under consideration, and report as follows: That the committee recommend to amend so as to include the county of Lewis, and that after being so amended it do pass.

G. S. DUDLEY,
Chairman.

Mr. Tullis, chairman of committee on printing, reported as follows:

REPORT OF COMMITTEE ON PRINTING.

MR. PRESIDENT:—Your committee on printing to whom was referred

C. B. 16—An act to establish the rate to be paid for county printing,

Have had the same under consideration and report as follows: We recommend the passage of the bill.

A. F. TULLIS,
Chairman.

C. B. 13—An act declaring all public highways county roads,

Was read a third time.

Question being on the passage of the bill, Mr. Day moved that C. B. 13 lie on the table, subject to call of the Council.

Motion carried.

C. B. 14—An act to declare what shall constitute a dedication of the use of land for public highways,

Was read a third time.

Mr. Ringer moved to lay C. B. 14 on the table.

Motion carried.

C. B. 16—An act to establish the rates to be paid for county printing,

Was read a third time and passed and the title approved.

Ayes—9.

H. B. 4—An act to prohibit the running at large of hogs in the counties of Columbia, Whitman, Stevens, Walla Walla and Yakima,

Was taken up, and Mr. La Du moved that the report of committee on agriculture, recommending its amendment by

inserting and including therein the name of Lewis county be adopted.

Motion carried.

Mr. Tullis moved that H. B. 4 be amended by adding Lewis county to the counties within which the act should have force.

Motion carried.

The question recurring on the passage of the bill, the roll was called, and H. B. 4 was passed and the title was amended and approved.

Ayes—9.

Mr. Ringer, chairman on enrolled bills, reported as follows:

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT:—Your committee on enrolled bills to whom was referred

C. J. M. 1—Praying congress in behalf of American fisheries,

have had the same under consideration and report as follows: We find the same correctly enrolled.

L. M. RINGER,
Chairman.

H. B. 21—An act repealing Section 262, Chapter 22, of an act in relation to crimes and punishments and proceedings in criminal cases, approved Nov. 10, 1873, and the substitution of another section in lieu thereof,

Was read a third time.

On motion of Mr. Ringer, H. B. 21 was laid on the table, subject to order of the Council.

Mr. Ringer moved that

C. B. 4.—An act for the protection of game and fish in the counties of Walla Walla, Columbia and Whitman,

Be taken from the table.

Motion carried.

Mr. Ringer moved to strike out Whitman county wherever it occurred in the bill.

Motion carried.

Question being upon the final passage of the bill, the roll was called and the bill passed.

Ayes—9.

And the title thereof was approved, after striking out the word Whitman therefrom.

H. B. 25—An act supplemental to and explanatory of Chapter 2 of an act entitled "An act to provide for the incorporation of cities," approved Nov. 9, 1877, and to declare certain incorporations thereunder valid,

Was read twice and referred to committee on judiciary.

H. B. 36—An act to organize Spokan county,
Was read twice and referred to committee on counties.
Mr. McGlynn moved that the Council adjourn until 10 o'clock to-morrow morning.
Motion carried and Council adjourned.

ALLEN WEIR,
Chief Clerk.

Approved, October 22, 1879.
FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Wednesday, Oct. 22, 1879.

Council assembled as per adjournment.
Mr. President in the chair.
Roll called.
Present—9.
Prayer was offered by the Chaplain.
Journal of Tuesday read and approved.
The following messages were received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
October 21, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has appointed as a committee on the part of the House, to confer with the committee of the Council, in reference to visiting the hospital for insane and the territorial university: Messrs. Smith, Taylor, Harper, Foster and Farnsworth.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Oct. 21, 1879.

MR. PREIDENT:—I am instructed by the House to inform the Council that the House has passed

H. J. M. 4—Memorial praying for an appropriation of a sum sufficient to complete the canal and locks at the cascades and dalles, on the Columbia river.

And the same are herewith transmitted for concurrent action.

WM. C. POTTER, *Chief Clerk.*

A communication was received from the superintendent of the hospital for the insane inviting the legislature to visit the insane asylum in a body.

The following reports were made by standing committees:

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

C. B. 10—An act to amend an act entitled "An act relating to liens," approved Nov. 8, 1877,

Have had the same under consideration and report as follows: That we recommend its passage.

R. O. DUNBAR, *Chairman.*

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

C. B. 11—An act to amend Section 352, Chapter XXXIII, of an act entitled "An act to regulate the practice and proceedings in civil actions," approved Nov. 9, 1877,

Have had the same under consideration and report as follows: That the committee recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

H. B. 27—An act in relation to the Judges of the District and Probate courts and Justices of the Peace practicing as attorneys-at-law in certain cases.

Have had the same under consideration and report as follows: That the committee recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

H. B. 6—An act to dissolve the bonds of matrimony existing between D. C. Belshee and Zutulda Belshee.

Have had the same under consideration, and report it to the Council without recommendation.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

H. B. 25—An act supplemental to and explanatory of Chapter 2 of an act entitled "An act to provide for the incorporation of cities," approved Nov. 9, 1877, and to declare certain incorporations thereunder valid,

Have had the same under consideration and report it to the Council without recommendation.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

H. B. 31—An act in relation to the acknowledgment of deeds, mortgages and other instruments in writing, taken in foreign countries and out of the United States.

Have had the same under consideration and report as follows: That the committee recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON AGRICULTURE.

MR. PRESIDENT:—Your committee on agriculture, to whom was referred

H. B. 37—An act to repeal an act entitled "An act for the protection of stock raisers in the counties of Clallam and Jefferson."

Have had the same under consideration, and report as follows: That the committee recommend its passage.

G. S. DUDLEY,
Chairman.

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties, to whom was referred

H. B. 36—An act to organize Spokan county.

Have had the same under consideration and report as follows: That the committee recommend its passage.

JNO. McGLYNN, *Chairman.*

REPORT OF COMMITTEE ON CORPORATIONS.

MR. PRESIDENT:—Your committee on corporations to whom was referred

C. B. 15—An act to amend the charter of the City of Seattle,

Have had the same under consideration and report as follows: That we recommend its passage.

JNO. McGLYNN, *Chairman*

REPORT OF COMMITTEE ON CORPORATIONS.

MR. PRESIDENT:—Your committee on corporations to whom was referred

H. B. 30—An act to extend and define the corporate limits of the City of Port Townsend, and to confer on said city certain privileges.

Have had the same under consideration and report as follows: That we recommend its passage.

JNO. McGLYNN, *Chairman.*

REPORT OF COMMITTEE ON CORPORATIONS.

MR. PRESIDENT:—Your committee on corporations to whom was referred

H. B. 46—An act to authorize the City of Port Townsend to license, tax, regulate and restrain certain kinds of business within the limits of said city.

Have had the same under consideration and report as follows: That we recommend its passage.

JNO. McGLYNN, *Chairman.*

Mr. Dudley, chairman of committee on the part of the Council, to confer with a similar committee on the part of the House, in reference to visiting the hospital for insane and the territorial university, reported as follows:

REPORT OF COMMITTEE ON CONFERENCE.

MR. PRESIDENT:—Your committee on conference, appointed to confer with House committee, relative to visiting the hospital for insane and territorial university, failed to agree upon any definite plan of action and ask for further time.

G. S. DUDLEY, *Chairman.*

H. B. 37—An act to repeal an act for the protection of stockraisers in the counties of Clallam and Jefferson,

Was read a third time and passed.

Ayes—9.

The title was approved.

H. B. 31—An act in relation to acknowledgments of deeds, mortgages and other instruments of writing taken in foreign countries beyond the limits of the United States,

Was read a third time and passed.

Ayes—9.

And the title of the same was approved.

C. B. 11—An act to amend Section 352, Chapter XXXI, of an act entitled "An act to regulate the practice and proceedings in civil actions," approved Nov. 9, 1877,

Was read a third time and passed.

Ayes—9.

And the title of the same was approved.

H. B. 25—An act supplemental to and explanatory of Chapter 2, of an act entitled "An act to provide for the incorporation of cities," approved Nov. 9, 1877, and to declare certain incorporations thereunder valid,

Was read a third time.

Mr. Day moved to lay the bill on the table and make it the special order for Saturday, November 1st, at 11 o'clock in the morning,

Motion carried.

Ayes—8.

Nay—Mr. Ringer.

H. B. 6—An act to dissolve the bonds of matrimony between D. C. Belshee and Zutuldy Belshee,

Was read a third time.

Mr. Ringer moved that the Council invite Mr. Belshee within the bar to make a statement.

Motion carried.

And Mr. Belshee made his statement.

Mr. Dudley moved a call of the House.

Motion carried.

Roll called.

Present—7.

Absent— Messrs. McGlynn and Tullis.

MESSAGE FROM THE HOUSE.

The following messages from the House were received.

HOUSE OF REPRESENTATIVES,
Olympia, October 22, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has introduced

H. B. 62—An act to amend an act entitled "An act defining the jurisdiction and practice in the Probate courts of Washington Territory, approved Nov. 11, 1873.

And the same are herewith transmitted for your action.

WM. O. POTTER,
Chief Clerk.

The Sergeant-at-Arms was instructed to bring in the absent members of the Council.

Mr. Ringer moved that the further call of the House be dispensed with.

Motion lost.

At 12:03 o'clock Mr. Dudley moved to adjourn until 2 o'clock, P. M.

Motion carried.

Council re-assembled at 2 o'clock.

Mr. President in the chair.

Roll called.

Present—8.

Absent—Mr. Ringer.

The Sergeant-at-Arms was instructed by the chair to bring in Mr. Ringer.

Mr. Ringer came in.

Mr. President called Mr. Dudley to the chair in order that he might speak upon the pending bill.

Mr. President resumed the chair.

Question being upon the passage of H. B. 6, the roll was called, resulting as follows:

Ayes—Messrs. Cline, Day, Ringer, Tullis and Mr. President—5.

Nays—Messrs. Dudley, Dunbar, La Du and McGlynn—4.

And H. B. 6 was passed and the title was approved.

H. B. 27—An act in relation to judges of the District and Probate courts and Justices of the Peace practicing as attorneys-at-law,

Was read a third time and passed.

Ayes—Messrs. Day, Dudley, Dunbar, McGlynn, Tullis and Mr. President—6.

And the title of the same was approved.

C. B. 15—An act to amend the charter of the City of Seattle.

Was read a third time and passed.

Ayes—9.

And the title of the same was approved.

H. B. 30—An act to extend and define the corporate limits of the City of Port Townsend,

Was read a third time and passed.

Ayes—8.

And the title of the same was approved.

H. B. 36—An act to organize Spokan county,

Was read a third time.

Mr. President invited Mr. Dunbar to take the chair.

Mr. Cook moved to lay H. B. 36 on the table, making it the special order for Friday, Oct. 31st, at 11 o'clock.

Motion carried.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn and Mr. President—6.

Nays—Messrs. La Du, Ringer and Tullis—3.

And H. B. 36 was laid on the table.

H. B. 46—An act to authorize the City of Port Townsend to license, tax, regulate and restrain certain kinds of business within the limits of said city,

Was read a third time.

Question being upon its passage Mr. Dudley asked to be excused from voting.

Mr. Dunbar moved that Mr. Dudley be excused.

Motion lost.

Mr. Ringer moved a call of the House.

Motion carried.

Roll called.

Present—8.

Absent—Mr. Dudley.

Mr. President directed the Sergeant-at-Arms to bring Mr. Dudley withing the bar of the Council.

Roll was called on the passage of H. B. 46.

Ayes—9.

And the bill was passed and the title was approved.

The report of the judiciary committee, offering as substitute for

C. B. 10—An act to amend an act entitled, "An act relating to liens," approved Nov. 8, 1877, the following entitled bill:

S. C. B. 10—An act relating to liens of farm laborers,

Was read and the substitute bill was read once for information.

S. C. B. 10—An act relating to liens of farm laborers,

Was then read a third time.

Mr. Tullis moved that it be laid on the table.

Motion carried.

Mr. Dudley gave notice that to-morrow he would move a reconsideration of the vote whereby

H. B. 36—An act to organize Spokan county,

Was laid on the table.

H. J. M. 4—Praying for an appropriation of a sum sufficient to complete the locks at the cascades and dalles on the Columbia river,

Was read twice.

Mr. Dudley moved a suspension of the rules and that H. J. M. 4 be read a third time and passed.

Mr. La Du moved that H. J. M. 4 be referred to committee on memorials.

Motion carried.

At 3:25 o'clock, Mr. Ringer moved that the Council adjourn until 10 o'clock, to-morrow morning.

Motion carried, and the Council adjourned accordingly.

ALLEN WEIR,
Chief Clerk.

Approved, October 23, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Thursday, October 23, 1879.

Council assembled, as per adjournment, at 10 o'clock, A. M.
Mr. President in the chair.
Roll called.
Present—7.
Absent—Messrs. Dudley and Ringer.
Prayer was offered by the Chaplain.
Journal of yesterday read and approved.
A message from the House was received, as follows:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Oct. 22, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has introduced

H. B. 62—An act to amend an act entitled "An act defining the jurisdiction and practice in Probate courts of Washington Territory," approved Nov. 11, 1873.

H. B. 63—An act to amend an act entitled "An act to regulate the government of the hospital for insane," approved Nov. 8, 1877.

H. B. 65—An act to provide for the collection of road taxes and maintenance of roads in Kitsap county.

Also that the House has passed

H. B. 64—An act entitled "An act to provide for the appointment of a county assessor in the county of Pierce, and defining his duties," approved Nov. 6, 1877.

S. H. B. 24—An act to amend an act entitled "An act relating to deeds," approved Nov. 9, 1877.

H. B. 54—An act to establish district courts in the first and second judicial districts and to fix the time and place for holding the same.

H. B. 60—An act in relation to persons convicted of capital offenses.

H. M. 3—Praying for a light house on Miller's point at the north end of Saratoga Passage, Puget Sound.

And the same are herewith transmitted for your action.

WM. C. POTTER,
Chief Clerk.

Mr. Tullis moved that the vote whereby

H. B. 6—An act to dissolve the bonds of matrimony existing between D. C. Belshee and Zutulda Belshee,

Was passed be reconsidered.

Motion carried.

H. B. 6 was then read a third time.

A call of the house was ordered and the roll was called.

Present—6.

Absent—Messrs. Day, Dudley and Ringer.

The absentees were then called upon by the chair to explain their absence and, there being no objection, they were excused.

Mr. Day moved to lay H. B. 6 on the table.

Roll called.

Ayes—Messrs. Cline, Day, Dudley, Ringer and Mr. President—5.

Nays—Messrs. Dunbar, La Du, McGlynn and Tullis—4.

Mr. McGlynn moved that H. B. 6 be made the special order for 3 o'clock to-morrow (Friday).

Motion carried.

H. M. 3—Praying for a light house on Miller's point at the north end of Saratoga Passage, Puget Sound,

Was read twice and referred to committee on memorials.

S. H. B. 24—An act to amend an act entitled "An act relating to deeds," approved Nov. 9, 1877,

Was read a third time and passed under suspension of the rules.

Ayes—9.

The title was approved.

H. B. 54—An act to establish district courts in the first and second judicial districts and to fix the time and place for holding the same,

Was read twice and referred to committee on judiciary.

H. B. 60—An act in relation to persons convicted of capital offenses.

Was read twice and referred to committee on judiciary.

H. B. 64—An act entitled "An act to provide for the appointment of a county assessor in the county of Pierce, and defining his duties," approved Nov. 6, 1877.

Was read twice and referred to committee on counties.

Mr. Tullis introduced

C. J. R. 4—Relative to printing the reports of the territorial auditor and territorial treasurer,

Which was read twice.

Mr. Tullis moved a further suspension of the rules and that C. J. R. 4 be read a third time.

Motion carried.

And C. J. R. 4 was read a third time and passed.

Ayes—Messrs. Day, Dunbar, La Du, Ringer, Tullis, and Mr. President—6.

Nays—Messrs. Cline, Dudley and McGlynn.

Mr. La Du asked leave to make the following report from the committee on commerce, and leave was granted:

REPORT OF COMMITTEE ON COMMERCE.

MR. PRESIDENT:—Your committee on commerce to whom was referred

C. B. 12—An act to provide for the scaling and measurement of logs and the formation of lumber districts,

Have had the same under consideration and report as follows: We recommend the passage of the bill with the following amendments:

1. Strike out in section 8, as follows: "The bill of the inspector shall state by what rule the logs were scaled or measured," and insert in lieu thereof, the following words: "In measuring or scaling all logs, the new Scribner scale shall be the scale used by such inspectors, and lumber shall be scaled every forty feet."

2. Strike out in section 9, the following words, in line fourth: "Owner of logs scaled or measured," and insert in lieu thereof, "by the party employing him to scale or measure said logs."

3. Add the following words to section 10: "And the said logs shall be so scaled or measured at the place designated by the owner thereof."

4. Strike out the words, "except as between the original parties," in section 11.

J. B. LA DU, *Chairman.*

Mr. Ringer, chairman of the committee on ways and means, on the part of the Council, reported as follows:

REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. PRESIDENT:—Your committee on ways and means, on the part of the Council, and as a part of joint committee of both houses, to whom was assigned the duty of examining the books, papers and accounts of the territorial auditor and territorial treasurer, beg leave to report that we have performed that duty, having examined said books, papers and accounts, and find the same kept in a neat and satisfactory manner, and all accounts correct, so far as your committee were able to determine within the limited time that we were necessarily confined to in making such examination.

Your committee further report that the books of the auditor are entirely inadequate for the business of his office and would recommend an appropriation of the sum of $150, or so

much thereof as is necessary to supply said auditor with the necessary books for his office.

Your committee would further report in favor of an appropriation of one hundred dollars, or so much thereof as is necessary to provide the territorial treasurer with books necessary for the business of his office.

L. M. RINGER, *Chairman.*

Mr. Dudley moved to reconsider the vote whereby.

H. B. 36—An act to organize Spokan county,

Was laid on the table and made the special order for Oct. 31st, at eleven o'clock.

The President desiring to be heard upon the question, Mr. La Du was called to the chair.

President resumed his seat.

Motion carried.

And the vote was reconsidered.

On motion, the Council adjourned until 2 o'clock.

At 2 o'clock Council re-assembled.

The President in the chair.

Present—9.

Mr. Dudley, chairman of committee on memorials, presented reports as follows:

REPORT OF COMMITTEE ON MEMORIALS.

Mr. PRESIDENT:—Your committee on memorials, to whom was referred

H. J. M. 4—Praying for an appropriation of a sum sufficient to complete the locks at the cascades and dalles on the Columbia river,

Have had the same under consideration and report as follows: That the committee recommend its passage.

G. S. DUDLEY,
Chairman.

Mr. Ringer offered petitions and remonstrances from the citizens of Stevens county.

Mr. La Du moved that Mr. Percival, a member of the other house, be invited within the bar to furnish the Council with such information as he had concerning the question before the Council.

Motion carried.

Mr. Percival came within the bar.

Question being upon the passage of the bill, the roll was called with the following result:

Ayes—8.

Nay—Mr. Dunbar.

And H. B. 36 was read a third time and passed and the title approved.

Mr. Dudley, for the committee on the part of the Council, in conference, respecting the visit of the legislature to the hospital for insane and the territorial university, reported as follows:

REPORT OF COMMITTEE ON CONFERENCE.

MR. PRESIDENT:—Your committee on conference, appointed to confer with House committee, relative to visiting the hospital for insane and territorial university,

Have had the same under consideration and report as follows: That the legislature leave here Saturday morning; go to the asylum, from there Saturday evening to Seattle, remaining at Seattle over Sunday, visit the university Monday morning and return to this place Monday evening.

G. S. DUDLEY,
Chairman Council Committee.
L. P. SMITH,
Chairman House Committee.

Mr. La Du moved the adoption of the report.

The following message from the House was received:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Oct. 23, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. J. R. 11—Relative to the memory of the late Clanrick Crosby.

The same is herewith transmitted for concurrent action.

WM. C. POTTER,
Chief Clerk.

Question being upon the adoption of the report of the committee on conference, the report was adopted.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du and Mr. President—6.

Nays—Messrs. McGlynn, Ringer and Tullis—3.

Mr. Dunbar moved that Mr. Dudley be a committee of one on the part of the Council to act with a committee on the part of the House to provide transportation and other necessary arrangements.

Motion carried.

H. J. R. 11—Relative to the memory of the late Clanrick Crosby,

Was read twice.

Mr. Dudley moved a further suspension of the rules and that the resolution be read a third time.

Motion carried.

And H. J. R. 11 was read a third time and passed.
Ayes—9.
Mr. Dudley moved that when the Council adjourn it adjourn to meet to-morrow at 2 o'clock.
Motion carried.
Mr. Dunbar moved the Council do now adjourn.
Motion carried and Council adjourned.

ALLEN WEIR,
Chief Clerk.

Approved, October 24, 1879.
FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Friday, Oct. 24, 1879.

Council assembled as per adjournment.
Mr. President in the chair.
Roll called.
Present—9.
Prayer was offered by the Chaplain.
Journal of the previous day read and approved.
The following messages were received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
October 22, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has adopted the report of the joint select committee appointed to arrange the matter of House and Council visiting the university at Seattle and the insane asylum at Steilacoom, and have appointed Mr. Smith on the part of the House.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, October 24, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the Speaker has signed
H. B. 15—An act to amend an act relating to liens, approved Nov. 8, 1877,

H. B. 29—An act to fix the time for holding the regular terms of probate courts.

H. B. 28—An act to change the name of David Lipstine to that of Henry Landes,

H. B. 10—An act defining lawful fences in Columbia and Stevens counties

H. J. R. 9—Relative to mail service between Whatcom, W. T., and New Westminister, British Columbia.

H. J. R. 10—Relating to the removal of a jam from the Nooksack river, in Whatcom county,

H. B. 17—An act to prevent the spread of scab or other infectious diseases among sheep in the counties of Walla Walla, Columbia, Whitman, Stevens, Yakima and Klickitat.

And the same are herewith transmitted for your signature.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Oct. 24, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. B. 34—An act providing for the election of county commissioners and defining their duties, approved Nov. 9, 1869.

S. H. B. 45—An act to regulate the building of wire fences.

H. B. 66—An act to provide for the recording of articles of incorporation.

H. J. M. 5—Relative to establishing a land office at Goldendale.

And the same are herewith transmitted for your action.

WM. C. POTTER,
Chief Clerk.

Mr. Dudley, chairman of committee on memorials, made the following report

REPORT OF COMMITTEE ON MEMORIALS.

MR. PRESIDENT:—Your committee on memorials, to whom was referred

H. J. M. 3—Praying for a light house on Miller's point at the north end of Saratoga Passage, Puget Sound,

Have had the same under consideration and report as follows: That we recommend its passage.

G. S. DUDLEY, *Chairman.*

Mr. McGlynn, chairman of committee on counties made the following report:

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties, to whom was referred

H. B. 64—An act to repeal an act entitled "An act to repeal an act entitled an act to provide for the appointment of a county assessor in the county of Pierce and defining his duties, approved Nov. 6, 1877, and declaring the sheriff ex-officio assessor.

Have had the same under consideration and report as follows: That the committee recommend its passage.

JNO. McGLYNN, *Chairman.*

Mr. McGlynn introduced

C. B. 17—An act to provide for the election of county commissioners and county assessor of Whatcom county, W. T.,

Which was read twice and referred to committee on counties.

Mr. Cline introduced

C. B. 18—An act to provide for the management of the territorial library,

Which was read twice and referred to committee on territorial library.

The President gave notice that he was about to sign the following entitled bills:

H. B. 10—An act defining lawful fences in Columbia and Stevens counties.

H. B. 28—An act to change the name of David Lipstine to that of Henry Landes.

H. B. 29—An act to fix the time for holding the regular terms of probate courts,

H. B. 15—An act to amend an act entitled "An act relating to liens," approved Nov. 8, 1877,

H. B. 17—An act to prevent the spread of scab or other infectious diseases among sheep in the counties of Walla Walla, Columbia, Whitman, Stevens, Yakima and Klickitat,

H. J. R. 10—Relating to the removal of a jam from the Nooksak river in Whatcom county.

H. J. R. 9—Relative to mail service between Whatcom, W. T., and New Westminister, British Columbia,

The amendments recommended to

C. B. 12—An act for the scaling and measurement of logs and the formation of lumber districts,

By the committee on commerce were read, as follows:

1. Strike out in section 8 as follows: "The bill of the inspector shall state by what rule the logs were scaled or measured," and insert in lieu thereof the following words: "In measuring or scaling all logs the new Scribner scale shall be the scale used by such inspector, and lumber shall be scaled every forty feet."

2. Strike out, in section 9, the following words in line 4:

"Owner of logs scaled or measured" and insert in lieu thereof: "By the party employing him to scale or measure said logs."

3. Add the following words in section 10: "And the said logs shall be so scaled or measured at the place designated by the owner thereof."

4. Strike out the words "except between the original parties" in section 11.

The question being upon the adoption of the amendments, they were severally adopted.

The question then recurring on the passage of C. B. 12 as amended, the roll was called.

Ayes—9.

And the title of the same was approved.

The hour of three o'clock having arrived, at which time

H. B. 6—An act to dissolve the bonds of matrimony between D. C. Belshee and Zutuldy Belshee,

Was made the special order, the same was taken from the table.

Question being upon the passage of the bill, the roll was called, resulting as follows:

Ayes—Messrs. Cline, Day, Ringer and Mr. President—4.

Nays—Messrs. Dudley, Dunbar, La Du, McGlynn and Tullis—5.

And Council refused to pass the bill.

H. B. 64—An act to repeal an act entitled "An act to provide for the appointment of a county assessor of Pierce county and defining his duties, approved Nov. 6, 1877, and declaring the sheriff ex-officio assessor,"

Was, on motion of Mr. McGlynn, laid on the table, subject to call of the Council.

H. J. M. 4—Memorial praying for an appropriation of a sum sufficient to complete the canal and locks at the cascades and dalles, on the Columbia river.

Was read a third time and passed.

Ayes—8.

Absent—Mr. Cline.

H. J. M. 3—Praying for a light house on Miller's point at the north end of Saratoga Passage, Puget Sound.

Was read a third time and passed.

Ayes—9.

Mr. Day moved that

C. B. 13—An act declaring all public highways county roads,

Be taken from the table and referred to committee on privileges and elections.

Motion carried.

Mr. Dunbar moved that

C. B. 4—An act for the protection of game and fish in the counties of Walla Walla, Columbia and Whitman,

Be taken from the table and referred to committee on privileges and elections.

Motion carried.

H. J. M. 5—Relative to establishing a land office at Goldendale.

Was read twice.

Mr. Dunbar moved that the rules be suspended and that H. J. M. 5 be read a third time by title.

Motion carried.

And H. J. M. 5 was read a third time and passed.

Ayes—9.

H. B. 34—An act providing for the election of county commissioners and defining their duties, approved Nov. 9, 1869.

Was read twice and referred to committee on judiciary.

S. H. B. 45—An act to regulate the building of wire fences.

Was read twice and referred to committee on agriculture.

H. B. 66—An act to provide for the recording of articles of incorporation.

Was read twice and referred to committee on corporations.

Mr. McGlinn moved that the Council do now adjourn until 10 o'clock on Tuesday next.

Motion lost.

Mr. Ringer moved that the Council adjourn until 10 o'clock, to-morrow.

Ayes and nays being called for the roll was called and the motion was lost.

Ayes—Messrs. Day and Ringer—2.

Nays—Messrs. Cline, Dudley, Dunbar, La Du, McGlinn, Tullis and Mr. President—7.

Mr. Dunbar moved that when the Council adjourn they adjourn until 10 o'clock on Tuesday next.

Motion carried.

Mr. Dudley moved the Council do now adjourn.

Motion carried and Council adjourned.

ALLEN WEIR,
Chief Clerk.

Approved, October 28, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Olympia, Oct. 28, 1879.

Council assembled as per adjournment.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—8.

Absent—Mr. La Du.

Prayer was offered by the Chaplain.

Journal of the previous day read and approved.

The following message from the House was received:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, October 28, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the Speaker has signed

H. B. 30—An act to extend and define the corporate limits of the City of Port Townsend, and to confer on said city certain privileges.

H. B. 27—An act in relation to judges of the District and Probate courts and Justices of the Peace practicing as attorneys-at-law.

H. B. 37—An act to repeal an act for the protection of stockraisers in the counties of Clallam and Jefferson.

H. B. 31—An act in relation to acknowledgments of deeds, mortgages and other instruments of writing taken in foreign countries beyond the limits of the United States.

H. B. 46—An act to authorize the City of Port Townsend to license, tax, regulate and restrain certain kinds of business within the limits of said city.

And the same are herewith transmitted for your signature.

WM. C. POTTER,
Chief Clerk.

The President gave notice that he was about to sign the following entitled bills:

H. B. 30—An act to extend and define the corporate limits of the City of Port Townsend.

H. B. 27—An act in relation to the Judges of the District and Probate courts and Justices of the Peace practicing as attorneys-at-law in certain cases.

H. B. 37—An act to repeal an act entitled "An act for the protection of stock raisers in the counties of Clallam and Jefferson."

H. B. 31—An act in relation to the acknowledgment of deeds, mortgages and other instruments in writing, taken in foreign countries and out of the United States.

H. B. 46—An act to authorize the City of Port Townsend to license, tax, regulate and restrain certain kinds of business within the limits of said city.

Mr. McGlynn, chairman of committee on counties, made the following report:

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties, to whom was referred

S. C. B. 10—An act relating to liens of farm laborers,

Have had the same under consideration and report as follows: That the committee recommend its passage, with the following amendments in Section 2, line fourth: "Except the liens of the lessor of any premises for rent."

JNO. McGLYNN, *Chairman.*

Mr. Dudley, chairman of committee on agriculture, reported as follows:

REPORT OF COMMITTEE ON AGRICULTURE.

MR. PRESIDENT:—Your committee on agriculture to whom was referred

S. H. B. 45—An act to regulate the building of wire fences,

Have had the same under consideration, and report as follows: We recommend its passage.

G. S. DUDLEY,
Chairman.

UNDER THIRD READING OF BILLS.

S. C. B. 10—An act relating to liens of farm laborers,

Was taken up.

The question first being upon the amendment recommended by the committee on counties, by which the words "except the liens of the lessor of any premises for rent," were added to the fourth line in Section 2, the amendment was adopted.

Ayes—Messrs. Day, McGlynn, Ringer, Tullis and Mr. President—5.

Nays—Messrs. Cline, Dudley, and Dunbar—3.

Absent—Mr. La Du.

C. B. 10 being then put upon its passage, was passed and the title of the same approved.

Ayes—Messrs. Day, McGlynn, Ringer, Tullis and Mr. President—5.

Nays—Messrs. Cline, Dudley and Dunbar—3.

Absent—Mr. La Du.

Leave being given Mr. Dudley introduced

C. J. R. 5—Tendering a vote of thanks to proprietors of the steamer Zephyr,

Which, under a suspension of the rules, was read three times and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—8.

Absent—Mr. La Du.

Mr. Dudley, also by leave, introduced

C. J. M. 6—Relative to the re-establishment of mail service on mail route No. 43,100, from New Tacoma, in Pierce county, via Steilacoom and Ortondale, in Pierce county, Washington Territory,

Which, under suspension of the rules, was read three times and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—8.

Absent—Mr. La Du.

S. H. B. 45—An act to regulate the building of wire fences.

Was read a third time and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—8.

Absent—Mr. La Du.

The title was approved.

Mr. McGlynn moved that

H. B. 64—An act to repeal an act entitled "An act to repeal an act entitled an act to provide for the appointment of a county assessor in the county of Pierce and defining his duties, approved Nov. 6, 1877, and declaring the sheriff ex-officio assessor.

Be taken from the table.

Motion carried.

And H. B. 64 was read a third time and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—8.

Absent—Mr. La Du.

And the title of the same was approved.

At 11:30 o'clock, on motion, the Council adjourned until 2 o'clock in the afternoon.

Council re-assembled at 2 o'clock.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—8.

Absent—Mr. La Du.

Mr. Tullis introduced

C. B. 19—An act fixing the rate to be paid for public

printing, and providing for the auditing of the accounts of public printer,

Which was read twice and referred to committee on printing.

Mr. Ringer introduced

C. B. 20—An act repealing the proviso of Section 1 of an act entitled "An act for the relief of the clerks and employes of the present legislative assembly," approved Nov. 9, 1877,

Which was read twice and referred to committee on ways and means.

At 2:30 o'clock, on motion, the Council adjourned until 10 o'clock to-morrow morning.

ALLEN WEIR, *Chief Clerk.*

Approved, Oct. 29, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Wednesday, October 29, 1879.

Council assembled, as per adjournment, at 10 o'clock, A. M.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis, Mr President—9.

Journal of previous day read and approved.

Prayer was offered by the Chaplain.

The following messages from the House were received:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Oct. 28, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has introduced

H. B. 72—An act to regulate the sale and disposal of intoxicating beverages.

H. B. 73—An act for the relief of certain clerks and employes of the present legislative assembly.

H. B. 74—An act to provide for the payment of the proclamations issued by the governor.

H. B. 75—An act to amend an act entitled "An act relative to crimes and punishment and proceedings in criminal cases," approved Nov. 10, 1873.

H. B. 76—An act to authorize the commissioners of Jefferson county to borrow money for road purposes.

Also that the House has passed

H. B. 19—An act for the better protection of bridges in Washington Territory.

H. J. M. 6—Relative to the establishments of a military post in Yakima county.

H. B. 43—An act to amend the city charter of the City of Walla Walla.

The same are herewith transmitted for concurrent action.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Oct. 29, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. B. 57—An act for the relief of Columbia county.

H. B. 58—An act for the relief of Walla Walla county.

And the same are herewith transmitted for your action.

WM. C. POTTER,
Chief Clerk.

Mr. Dunbar reported from the committee on judiciary as follows:

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

H. B. 54—An act to establish district courts in the first and second judicial districts and to fix the time and place for holding the same.

Have had the same under consideration and report as follows: That the committee recommend its passage, with the following amendments, to-wit:

That the provisions of Section 14, in relation to expenses of judges, shall not apply to courts having United States jurisdiction.

That the first two lines of Section 11, shall be amended to read as follows, to-wit: "At Goldendale on the second Monday in May and second Monday in November."

And that Section 2 shall be amended so as to read: "Sec. 2. At Olympia on the first Monday in February and the third

Monday in September, and hold three weeks unless sooner adjourned."

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

H. B. 60—An act in relation to persons convicted of capital offenses.

Have had the same under consideration and report as follows: That the committee recommend its passage, with the following amendments, to-wit: That wherever the words "six months" occur in said bill they shall be erased and the words "two months" shall be placed in lieu thereof.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

H. B. 34—An act to amend an act entitled "An act for the election of county commissioners and defining their duties," approved Dec. 1, 1869.

Have had the same under consideration and report it to the Council without recommendation.

R. O. DUNBAR,
Chairman.

Mr. Ringer, chairman of the committee on ways and means, on the part of the Council, reported as follows:

REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. PRESIDENT:—Your committee on ways and means to whom was referred

C. B. 20—An act repealing the proviso of Section 1, of an act entitled "An act for the relief of the clerks and employes of the present legislative assembly," approved Nov. 9, 1877,

Have had the same under consideration and report as follows: We recommend its passage.

L. M. RINGER, *Chairman.*

Mr. Tullis, chairman of committee on printing, reported as follows:

REPORT OF COMMITTEE ON PRINTING.

MR. PRESIDENT:—Your committee on printing to whom was referred

C. B. 19—An act fixing the rate to be paid for public

printing and providing for the auditing of the accounts of public printer,

Have had the same under consideration and report as follows: We recommend the passage of the bill.

A. F. TULLIS,
Chairman.

Mr. La Du introduced

C. B. 21—An act regulating salmon fisheries on the waters of the Columbia river and its tributaries,

Which was read twice and referred to committee on commerce.

C. B. 19—An act fixing the rate to be paid for public printing and providing for the auditing of the accounts of public printer.

Was read a third time and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

C. B. 20—An act repealing the proviso of Section 1, of an act entitled "An act for the relief of the clerks and employes of the present legislative assembly," approved Nov. 9, 1877,

Was read a third time and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Was read a third time and passed.

H. B. 34—An act to amend an act entitled "An act providing for the election of county commissioners and defining their duties," approved Dec. 1, 1869,

Was read a third time.

Mr. Dudley moved to amend by striking out the word "fifteen" from the bill and insert the word "ten."

The ayes and nays being called for, the amendment was adopted.

Ayes—Messrs. Cline, Day, Dudley, La Du, McGlynn, Tullis—7.

Nays—Messrs. Dunbar and Ringer—2.

Mr. Dunbar moved that the county of Klickitat be excepted from the provisions of the bill.

Motion carried.

Mr. Ringer moved that the county of Whitman be excepted from the provisions of the bill.

Motion carried.

Mr. La Du moved that the county of King be excepted from the provisions of the bill.

Motion lost.

Question being upon the passage of the bill, as amended, the roll was called with the following result:

Ayes—Messrs. Day, Dudley, La Du, McGlynn, Tullis and Mr. President—6.

Nays—Messrs. Cline, Dunbar and Ringer—3.

And H. B. 34 was passed and the title of the same was approved.

The following amendments to

H. B. 54—An act to establish district courts in the first and second judicial districts and to fix the times and places for holding the the same,

Recommended by the judiciary committee, viz:

Include in Section 14, the following words: "*Provided*, That the provisions of this section, in relation to the expenses of the judges, shall not apply to courts having United States jurisdiction."

2. That the first two lines of Section 10 be made to read as follows, to-wit: "At Goldendale on the second Monday in May and second Monday in November."

And that Section 2 be made to read as follows, to-wit: "Section 2. At Olympia on the first Monday in February and the third Monday in September and hold three weeks unless sooner adjourned,"

Were adopted.

Question being upon the passage of the bill, the roll was called, resulting as follows:

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

And the bill was passed and the title of the same was approved.

H. B. 60—An act in relation to persons convicted of capital offenses,

Was taken up and the amendments, as reported by the judiciary committee, whereby the words "six months" were striken out and the words "two months" were inserted in lieu thereof, were adopted.

Mr. Lu Du moved that H. B. 60 be laid upon the table.

Motion lost.

The question then being upon the passage of the bill, H. B. 60 failed to pass.

Ayes—Mr. La Du—1.

Nays—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—8.

H. B. 19—An act for the better protection of bridges in the Territory of Washington.

Was read twice and referred to committee on roads and highways.

H. B. 57—An act for the relief of Columbia county,

Was read twice and referred to committee on counties.

At 12 o'clock, on motion, the Council took a recess until 2 o'clock P. M.

At 2 o'clock Council re-assembled.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, La Du, McGlynn, Tullis and Mr. President.

Absent—Messrs. Dunbar and Ringer.

H. B. 58—An act for the relief of Walla Walla county,

Was taken up, read twice and referred to committee on ways and means.

H. J. M. 6—Relative to the establishment of a military post in Yakima county,

Was read twice.

Upon motion of Mr. McGlynn, the rules were suspended and the memorial was read a third time and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlinn, Ringer, Tullis and Mr. President—9.

H. B. 43—An act to amend the charter of the City of Walla Walla,

Was read twice and referred to committee on elections.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Oct. 29, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has introduced

H. B. 79—An act for the relief of B. F. Shaw and W. H. White.

H. B. 80—An act to authorize the adoption of children.

H. B. 81—An act for the relief of Yakima county.

H. B. 82—An act to change the name of Claus Oser to that of Frederick Oser.

H. B. 83—An act providing for the protection of deer in San Juan county, and

H. B. 84—An act in relation to the organization of new counties and the change in county lines.

Also that the House has passed

H. B. 78—An act for the relief of Irving Ballard, and

C. J. M.—Relative to the re-establishment of mail service on mail route No. 43,100, from New Tacoma, in Pierce county, *via* Steilacoom and Ortondale, in Pierce county.

The same are herewith transmitted for concurrent action.

WM. C. POTTER,
Chief Clerk.

At 2:30 o'clock, on motion, the Council adjourned until 10 o'clock to-morrow.

ALLEN WEIR,
Chief Clerk.

Approved, October 30, 1879.
FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Thursday, October 30, 1879.

Council assembled as per adjournment.
Mr. President in the chair.
Roll called.
Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President.
Prayer was offered by the Chaplain.
The journal of the previous day was read and approved.
The following messages were received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Oct. 29, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has concurred in Council amendments to

H. B. 54—An act to establish District Courts in the First and Second Judicial districts, and to fix the times and places for holding the same.

Also that the House has passed

H. B. 73—An act for the relief of certain clerks and employes of the present legislative assembly.

And the same are herewith transmitted for your consideration.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, October 30, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. B. 1.—An act to protect inmates of insane asylums.

Also that the Speaker has signed the following Memorials and Acts:

H. J. M. 4—Praying for an appropriation of a sum sufficient to complete the locks at the Cascades and Dalles on the Columbia river,

H. J. M. 5—Relative to establishing a land office at Goldendale.

H. J. M. 3—Praying for a light house on Miller's point at the north end of Saratoga Passage, Puget Sound.

S. H. B. 24—An act to amend an act entitled "An act relating to deeds," approved Nov. 9, 1877,

H. B. 36—An act to organize Spokan county,

The same are herewith transmitted for your signature.

WM. C. POTTER, *Chief Clerk.*

The President gave notice that he was about to sign the following acts and memorials:

H. B. 36—An act to organize Spokan county,

S. H. B. 24—An act to amend an act entitled an act relating to deeds.

H. J. M. 3—Memorial praying for a light house on Miller's point at the north end of Saratoga Passage, on Puget Sound.

H. J. M. 4—Memorial praying for an appropriation of a sum sufficient to complete the canal and locks at the Dalles and Cascades on the Columbia River, and

H. J. M. 5—Memorial relating to establishing a land office at Goldendale.

Mr. Ringer, chairman of the committee on Ways and Means, reported as follows:

REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. PRESIDENT:—Your committee on ways and means to whom was referred

H. B. 58—An act for the relief of Walla Walla county.

Have had the same under consideration and report as follows: That we recommend its passage.

L. M. RINGER,
Chairman.

Mr. McGlynn, chairman of committee on counties, reported as follows:

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties, to whom was referred

C. B. 17—An act to provide for the election of county commissioners and county assessor of Whatcom county, W. T.,

Have had the same under consideration, and report as follows: We recommend its passage.

JNO. McGLYNN, *Chairman.*

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties to whom was referred

C. B. 57—An act for the relief of Columbia county.

Have had the same under consideration and report as follows: We recommend its passage.

JNO. McGLYNN, *Chairman.*

Mr. McGlynn, chairman of committee on Corporations, reported as follows:

REPORT OF COMMITTEE ON CORPORATIONS.

MR. PRESIDENT:—Your committee on corporations to whom was referred

H. B. 26—An act to legalize certain ordinances of the city of Seattle.

Have had the same under consideration and report as follows: Without recommendation.

JNO. McGLYNN, *Chairman.*

Mr. Day, chairman of the committee on elections, reported as follows:

REPORT OF COMMITTEE ON ELECTIONS.

MR. PRESIDENT:—Your committee on elections to whom was referred

C. B. 13—An act declaring all public highways county roads,

Have had the same under consideration and report a substitute bill in relation to roads and highways in the county of Walla Walla, Territory of Washington, and recommend its passage.

J. H. DAY,
Chairman.

REPORT OF COMMITTEE ON ELECTIONS.

MR. PRESIDENT:—Your committee on elections, to whom was referred

C. B. 14—An act to declare what shall constitute a dedication of the use of land for public highways,

Have had the same under consideration and report a substitute bill in relation to roads and highways in the county of Walla Walla, Territory of Washington, and do recommend its passage.

J. H. DAY,
Chairman.

Mr. Dudley introduced

C. B. 22—Entitled an act to provide for the collection and disbursement of road poll and road property tax, and for maintaining public roads.

Which was read twice and referred to the committee on roads and highways and ordered fifty copies printed.

Mr. La Du introduced

C. B. 23—Entitled an act to create the office of Fish Commissioner for the Columbia river; to license the taking of salmon in Columbia river and its tributaries and to encourage the establishment of hatching houses on the waters of the Columbia river, for the propagation of salmon.

Which was read twice and referred to committee on commerce.

Mr. Ringer introduced

C. J. M. 7—Praying congress not to change the boundary line between the state of Oregon and Washington Territory.

Which was, under suspension of the rules, read three times and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Noes—none.

The committee on elections, having reported a substitute to

C. B. 13—An act declaring all public highways county roads, that substitute, entitled an act declaring all public highways in the county of Walla Walla, county roads,

Was read twice and adopted in lieu of the original bill.

The substitute bill was then read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Ringer and Tullis—5.

Nays—Messrs. Dunbar, La Du, McGlynn and Mr. President—4.

The committee on elections also reported a substitute for

C. B. 14—Entitled an act to declare what shall constitute a dedication of the use of land for public highways.

And the

S. C. B. 14—Entitled an act to declare what shall constitute a dedication of the use of land for public highways in the county of Walla Walla, Washington Territory,

Was read twice and adopted.

The substitute bill, being put upon its passage, failed to pass.

Nays—Messrs. Cline, Dunbar, La Du, McGlynn, Tullis and Mr. President—6.

Ayes—Messrs. Day, Dudley and Ringer—3.

C. B. 17—Entitled an act to provide for the election of county commissioners and county assessor of Whatcom county,

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, La Du, Ringer, Tullis and Mr. President—9.

Nays—none.

H. B. 26—An act to legalize certain ordinances of the City of Seattle,

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, La Du, Ringer, Tullis and Mr. President—9.

H. B. 57—An act for the relief of Columbia county.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

H. B. 58—Entitled an act for the relief of Walla Walla county,

Was read a third time.

Mr. Dudley moved to lay the bill on the table.

Motion lost.

Mr. Dudley moved to adjourn until 2 o'clock.

Motion lost.

After further discussion, at 12 o'clock, Mr. Dudley moved that the Council take a recess until 2 o'clock, P. M.

Motion carried and the Council took a recess.

At 2 o'clock the Council re-assembled.

Roll was called, all the members being present.

The question pending being the final passage of

H. B. 58—The vote was taken and the bill was passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, La Du, McGlynn and Ringer.—6.

Nays—Messrs. Dunbar, Tullis and Mr. President—3.

Mr. La Du moved that H. B. 21, be taken from the table.

Motion carried, and after some discussion as to its merits,

Mr. La Du moved that the vote whereby H. B. 21, was taken from the table be reconsidered.

Motion lost.

The question then arising on the passage of

H. B. 21—Entitled an act repealing section 262, chapter 22, of an act entitled an act in relation to crimes and punishments and proceedings in criminal cases, approved Nov. 10, 1873,

And the substitution of another section in lieu thereof.

The bill failed to pass.

Ayes—Messrs. Day, Dudley, Ringer and Mr. President—4.

Nays—Messrs. Cline, Dunbar, La Du, McGlynn and Tullis.—5.

H. B. 1.—Entitled an act to protect the inmates of Insane Asylums,

Was read twice and referred to the committee on Hospital for the Insane.

H. B. 73—Entitled an act for the relief of certain clerks and other employes of the present Legislative Assembly,

Was read twice and referred to the committee on Ways and Means.

H. B. 78—Entitled an act for the relief of Irving Ballard,

Was read twice and referred to the committee on Ways and Means.

Mr. Ringer, chairman of the committee on Enrolled Bills, reported as follows:

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT:—Your committee on enrolled bills, to whom was referred

C. J. M. 6—Relative to the re-establishment of Mail Route, 43,100,

Beg leave to report the same correctly enrolled.

L. M. RINGER,
Chairman of Enrolled Bills.

Mr. Ringer, by leave, introduced,

C. B. 24—Entitled an act to amend an act, approved Nov. 9th, 1877, entitled an act to provide for the codification of the laws of Washington Territory,

Which was read twice and referred to the committee on Judiciary.

Mr. Ringer, by leave, introduced,

C. J. R. 7—Resolved by the Council, the House concurring, that for the purpose of avoiding hasty legislation during the last days of the present term, no new bills shall be received by either house on or after Monday, Nov. 10, 1879, except by unanimous consent.

Under suspension of the rules,

C. J. R. 7 was read three times and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlinn, Ringer, Tullis and Mr. President—9.

The President gave notice that he was about to sign

C. J. M. 6—Relative to the re-establishment of mail route, No. 43,100.

At 3:30 o'clock, on motion, the Council adjourned until 10 o'clock tomorrow morning.

ALLEN WEIR,
Chief Clerk.

Approved, October 31, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Olympia, Friday, October 31, 1879.

Council assembled as per adjournment.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Absent, none.

Prayer was offered by the Chaplain.

The journal of previous day was read, corrected and approved.

The following messages were received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPESENTATIVES,
Olympia, Oct. 31, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has refused to concur in the Council amendments to

H. B. 34—An act providing for the election of county commissioners and defining their duties, approved Nov. 9, 1869.

And the Speaker has appointed Messrs. Harper, White and Shaw, a conference committee on the part of the House to adjust matters.

Also that the House has refused to pass

C. B. 16—An act to establish the rates to be paid for county printing,

The same is herewith returned.

Also that there has been introduced in the House,

H. B. 85—An act in relation to the relocation of the county seat of Pierce county.

H. B. 86—Regulating the taxation of certain railroad corporations.

H. B. 87—"An act to provide for the assessing and collecting of County and Territorial revenue.

H. B. 88—An act to repeal an act, entitled, "An act to define the rights of Jurors, of Washington Territory."

H. B. 89—An act for the relief of Thomas Prather, for services as Warden in Hospital Insane.

H. B. 90—An act regulating appeals from the decisions of County Commissioners, and

H. B. 92—An act to exempt from taxation certain timber lands.

That the House has passed:

C. J. M. 7—Praying congress not to change the boundary line between the state of Oregon and Washington Territory.

C. J. R. 5—Tendering a vote of thanks to the proprietors of the steamer Zephyr,

C. B. 7—An act defining libel and providing for the punishment thereof,

And the same is herewith returned.

Also, that the House has passed:

H. B. 42—An act to repeal an act entitled "An act to provide for an official short-hand reporter for the District courts," approved Nov.6, 1877.

H. B. 76—An act to authorize the commissioners of Jefferson county to borrow money, and

H. B. 91—An act to provide for the appointment of a Board of county commissioners for Stevens county.

The same are herewith transmitted for your action.

W. C. POTTER,
Chief Clerk.

Mr. Cook introduced

C. J. M. 8—Praying Congress for the location of a District Land Office at Spokan Falls.

Which was, under suspension of the rules, read three times and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

Mr. La Du, chairman of the committee on Roads and Highways, reported as follows:

REPORT OF COMMITTEE ON ROADS AND HIGHWAYS.

MR. PRESIDENT:—Your committee on roads and highways to whom was referred

H. B. 19—An act for the better protection of bridges in Washington Territory.

Have had the same under consideration, and report as follows:

That we recommend its passage, with the following amendment:

Add to Sec 1, the following: Provided, that this section shall apply only to bridges over thirty feet in length.

JAS. B. LA DU,
Chairman.

Mr. Cline, chairman of the committee on Territorial Library reported, as follows:

REPORT OF COMMITTE ON TERRITORIAL LIBRARY.

MR. PRESIDENT:—Your committee on territorial library to whom was referred

C. B. 18—An act to provide for the management of the territorial library,

Have had the same under consideration and report as follows:

Amend Section 6, by inserting after the word, "Court," in the third line, the following: Who shall have his office as said Clerk in the Library.

And recommend the passage of the bill.

ELLIOT CLINE,
Chairman.

Mr. Ringer, chairman of the committee on Ways and Means, reported as follows:

REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. PRESIDENT:—Your committee on ways and means to whom was referred

H. B. 73—Entitled an act for the relief of certain clerks and other employes of the present Legislative Assembly,

Have had the same under consideration and report as follows:

We recommend its passage with the following amendment: Strike out the word "Five" and insert in lieu thereof, the word "Six" in 6th line of Section one.

L. M. RINGER,
Chairman.

REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. PRESIDENT:—Your committee on ways and means to whom was referred

H. B. 78—An act for the relief of Irving Ballard.

Have had the same under consideration and report as follows: We recommend its passage.

L. M. RINGER,
Chairman.

Mr. La Du introduced, by leave,

C. B. 25—Entitled, "An act relative to assignments."

Which was read twice and on motion, referred to committee on judiciary.

The amendment to substitute

H. B. 19—Recommended by the committee on roads and highways, whereby the following words were added to Section 1, viz: Provided, that this section shall apply only to bridges over thirty feet in length, was adopted, and

H. B. 19—An act for the better protection of bridges in the Territory of Washington,

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, La Du, Ringer, Tullis and Mr. President—9.

C. B. 18—The amendment recommended by the committee on Territorial Library, as follows, viz: Inserting after the word "Court" in the third line of section six (6) the words "who shall have his office, as said Clerk, in the Library," was adopted and

C. B. 18—An act to provide for the management of Territorial Library was read a third time, as amended, and being put upon its passage was lost.

Ayes—Messrs. Cline, La Du and Ringer—3.

Nays—Messrs. Day, Dudley, Dunbar, McGlynn, Tullis and Mr. President—6.

The amendment to

H. B. 73—An act for the relief of certain clerks and employes of the present legislative assembly.

Whereby the word "Five" occurring in said bill is stricken out and the word "six" inserted in place thereof, was adopted.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, Ringer and Tullis—7.

Nays—Messrs. McGlynn and Cook—2.

H. B. 73—As amended, was then read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, LaDu, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. B. 78—Entitled an act for the relief of Irving Ballard,

Was read a third time and passed, and the title was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—none.

H. B. 76—An act to authorize the Commissioners of Jefferson county to borrow money for road purposes.

Was read twice, and referred to the committee on counties.

H. B. 42—An act to repeal an act entitled "An act to provide for a short hand reporter for the District Courts, Approved Nov. 6. 1877,"

Was read twice and referred to committee on judiciary.

H. B. 91.—An act to provide for the appointment of a Board of county commissioners for Stevens county.

Was read twice and referred to committee on counties.

At 11:30 o'clock, on motion, the Council adjourned until 10 o'clock to-morrow.

ALLEN WEIR, *Chief Clerk.*

Approved, November 1, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Olympia, Saturday, November 1, 1879.

Council assembled as per adjournment.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President.

Asent none.

Prayer was offered by the Chaplain.

The journal of the previous day was read and approved.

Mr. La Du moved that the petition received yesterday from the Sisters of Charity, at Vancouver, be referred to the committee on ways and means.

Motion carried.

Mr. Ringer presented a petition from citizens of the city of Dayton, W. T., with a request that it be filed with H. B. 25. And there being no objection, the petition was so filed.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 1, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has introduced

H. B. 93—An act to authorize the county commissioners of Clalam county to raise money for certain purposes.

H. B. 94—An act to define the time for the commencement and ending of the fiscal year, and to provide for the preservation and printing of certain reports.

H. B. 95—An act to amend an act entitled "An act to incorporate the town of Olympia," approved Nov. 9, 1877.

H. B. 96—An act relating to prosecuting attorneys, defining their duties, and fixing their compensation in Walla Walla, Columbia, Whitman, Spokane and Stevens counties.

H. B. 97—An act to enable counties to borrow money.

H. B. 98—An act in relation to prosecuting attorneys, defining their duties and fixing their compensation.

H. B. 99—An act to amend Section 262 of the criminal practice act.

H. B. 100—An act to provide for the maintenance of county paupers.

H. B. 101—An act to encourage internal improvements in Washington Territory.

H. B. 102—An act to legalize and establish certain roads in the counties of Clalam and San Juan.

H. B. 104—An act to define the location of the county seat of Island county.

H. B. 105—An act to enable counties to borrow money to pay their indebtedness.

Also, that the House has passed

H. B. 51—An act to amend an act entitled "An act relating to the support of the poor," approved Jan. 21, 1863.

H. B. 103—An act to legalize certain ordinances of the city of Seattle.

Also, that the House has passed, with amendments.

C. B. 19—An act fixing the rate to be paid for public printing and providing for the auditing of the accounts of public printer,

The same are herewith transmitted for your action.

And that the house refused to pass.

H. B. 2—Providing for the descent of real and personal property, and the distribution thereof, of deceased persons, and also for estates in dower, and courtesy, and general provisions concerning estates in real and personal property.

WM. O. POTTER, *Chief Clerk.*

The following reports were made from standing committees:

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

H. B. 42.—An act to repeal an act, entitled "An act to provide for the appointment of an official short hand reporter for the district courts." Approved Nov. 6, 1877.

Have had the same under consideration and report as follows: That we recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

C. B. 25—An act in relation to assignments.

Have had the same under consideration and report as follows: That we recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties to whom was referred

H. B. 76—To authorize the commissioners of Jefferson county to borrow money for road purposes

Have had the same under consideration and report as follows: Without recommendation.

JNO. McGLYNN,
Chairman.

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties to whom was referred.

H. B. 91—To provide for the appointment of a board of county commissioners for Stevens county.

Have had the same under consideration, and report as follows: We recommend its passage.

JNO. McGLYNN,
Chairman.

REPORT OF COMMITTEE ON ELECTIONS.

MR. PRESIDENT:—Your committee on elections to whom was referred

H. B. 43—An act entitled an act to amend the charter of the City of Walla Walla.

Have had the same under consideration and report as follows: An amendment to Section 129, to authorize the city to have from 50 to 100 copies of said charter printed for the use of the citizens of Walla Walla.

J. H. DAY,
Chairman.

REPORT OF COMMITTEE ON HOSPITAL FOR INSANE.

MR. PRESIDENT:—Your committee on hospital for insane to whom was referred

H. B. 1.—An act to protect inmates of insane asylums.

Have had the same under consideration and report as follows: That we recommend the passage of the bill, with amendments as follows:

Add to Sec. 30 the following words: "and provided further, that the expense of said Coroner's inquest shall be paid by the Territory, out of the funds appropriated for the support of said Hospital for the Insane."

Strike out all of Sec. 1, after the word "directed" and insert as follows: Provided, the Physician in charge does not consider the contents of said letter dangerous to the mental condition of the patient.

Strike out, in Sec. 1, the words, "two letters," in line 20th, and insert instead, "one four-page letter," and the words, "at least," in same line; strike out, in same section, in the 11th line, the words, "when and whatever he or she desires," and insert the words, "one letter per week," between the words, "asylum" and "but," in line 5th, of same section, insert the

following: "except as to letters to them directed," and between the words "their" and "post office," insert the word, "other."

JAS. B. LA DU,
Chairman.

REPORT OF COMMITTEE ON CORPORATIONS.

MR. PRESIDENT:—Your committee on corporations, to whom was referred

H. B. 66—An act to provide for the recording of articles of incorporation.

Have had the same under consideration and report as follows: We recommend its passage.

JNO. McGLYNN, *Chairman.*

Mr. Dudley then asked leave to introduce

C. B. 26—An act for the relief of Klickitat county,

Which was read twice and referred to the committee on Ways and Means.

The five amendments to H. B. 1—An act to protect the inmates of Insane Asylums, were severally adopted.

First amendment.

Ayes—Messrs. Day, Dudley, La Du, McGlynn, Ringer, Tullis and Mr. President—5.

Nays—Messrs. Cline and Dunbar—2.

The second, third, fourth and fifth amendments were then adopted, seriatim, the vote of each being as follows:

Ayes—Messrs. Dudley, La Du, Ringer, Tullis and Mr. President—5.

Nays—Messrs. Cline, Day, Dunbar, McGlynn—4.

Pending the passage of the above amendments, the hour of 11 o'clock arrived, which had been made the set time to take up from the table.

H. B. 25—There being, however, no objection, the same was laid over and the Council proceeded to act upon H. B. 1, as amended.

Mr. McGlinn moved to recommit H. B. 1.

Motion lost.

Mr. Dunbar moved to lay on table,

Motion lost.

At 11:30 o'clock, Mr. McGlynn moved to adjourn.

Ayes and Nays being demanded, the Council refused to adjourn.

Ayes—Messrs Cline, Day, Dunbar and Mr. McGlynn—4.

Nays—Messrs. Dudley, La Du, Ringer, Tullis and Mr. President—5.

Mr. Dudley moved that the word "letter," wherever it appeared in

H. B.—1, Be erased.

Mr. La Du moved the previous question.

Mr. McGlynn moved to adjourn.

Motion lost.

The previous question being still demanded, Mr. President put the question,

"Shall the main question now be put?"

Motion carried.

Mr. La Du moved that the bill now pass to a third reading.

Motion carried.

Mr. McGlynn moved that the bill be now sent to the engrossing clerk.

Mr. President ruled Mr. McGlynn out of order.

H. B. 1—An act for the protection of inmates of Insane Asylums.

Was then read a third time, as amended.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov 1, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. J. R. 12—Relative to appointing joint committee to revise road laws.

And the same is herewith transmitted for your concurrent action.

WM. C. POTTER,
Chief Clerk.

The question being upon the final passage of

H. B. 1—Mr. La Du moved that Mrs. E. P. W. Packard be invited within the bar to address the Council.

Motion carried, and Mrs. Packard came within the Bar and adressed the Council, during which, Mr. McGlynn moved to adjourn.

Motion lost.

Mrs. Packard then continued her discourse, by consent of the Council. At the close of address, the question was called for and

H. B. 1—As amended, was passed, and the title of the same was approved.

Ayes—Messrs. Cline, Dudley, La Du, Ringer, Tullis and Mr. President—6.

Nays—Messrs. Day, Dunbar and McGlynn—3.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Nov. 1, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the Speaker has signed

C. J. M. 6—Relative to the re-establishment of Mail Route, 43,100,

H. J. M. 6—Relative to the establishment of a military post in Yakima county.

H. B. 45—An act to regulate the building of wire fences.

H. B. 4—An act to prohibit the running at large of hogs in the counties of Columbia, Whitman, Stevens, Walla Walla and Yakima and Lewis, and

H. B. 64—An act to repeal an act entitled "An act to provide for the appointment of a county assessor of Pierce county and defining his duties.

The same are herewith transmitted for your signature.

WM. C. POTTER, *Chief Clerk.*

At 12:40 o'clock, on motion, the Council took a recess until 2 o'clock.

At 2 o'clock the Council re-assembled.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Absent—none.

The President gave notice that he was about to sign,

C. J. M. 6—Relative to the re-establishment of mail route, No. 43,100.

H. J. M. 6—Relative to the establishment of a military post in Yakima county.

H. B. 51—An act to regulate the building of wire fences.

H. B. 4—An act prohibiting the running at large of hogs, in the counties of Columbia, Whitman, Stevens, Walla Walla, Yakima and Lewis, and

H. B. 64—An act to repeal an act entitled "An act to repeal an act entitled an act to provide for the appointment of a county assessor in the county of Pierce and defining his duties, approved Nov. 6, 1877, and declaring the sheriff ex-officio assessor.

C. B. 25—An act relative to assignments.

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

H. B. 42—An act to repeal an act entitled "An act to pro-

vide for a short hand reporter for the District Courts, Approved Nov. 6. 1877,"

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—8.

Nays—Mr. La Du.

H. B. 66—An act to provide for the recording of articles of incorporations.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—none.

H. B. 76—An act to authorize the Commissioners of Jefferson county to borrow money for road purposes.

Was read a third time, and on motion of Mr. Cline, was laid on the table, subject to the call of the Council.

H. B. 91.—An act to provide for the appointment of a Board of county commissioners for Stevens county.

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlinn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. B. 43—An act to amend the city charter of the City of Walla Walla.

Was amended as recommended by the committee on elections, giving authority to the city of Walla Walla to print from fifty to one hundred copies, read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Noes—none.

The House having failed to concur in Council amendments to

H. B. 34—An act to amend an act entitled "An act providing for the election of county commissioners and defining their duties," approved Dec. 1, 1869.

And having appointed a committee to confer in relation thereto with a committee from the Council; and there being no objection, the president appointed as such committee on the Council, Messrs. La Du and Dudley.

Mr. Dudley, by leave, introduced.

C. B. 27—An act to perfect the records of probate courts.

Which was read twice and referred to committee on judiciary.

H. J. R. 12—Asking leave for the appointment of a joint committee to revise the present road laws of the Territory, and report by bill or otherwise.

Was read three times under suspension of the rules, and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

The President then appointed, Messrs. Dudley and Tullis as such joint committee, on the part of the Council.

H. B. 51—An act relating to the support of the poor. Approved Jan 21, 1863.

Was read twice and referred to the committee on judiciary.

H. B. 103—An act to legalize certain ordinances of the city of Seattle.

Was read twice and referred to the committee on corporations.

H. B. 65—An act to provide for the collecting of road taxes and maintenance of roads in Kitsap county.

Was read twice and referred to committee on roads and highways.

H. B. 80—An act to authorize the adoption of children.

Was read twice and referred to committee on judiciary.

H. B. 84—An act in relation to the organization of new counties and the change in county lines.

Was read twice, and referred to the committee on counties.

The committee on enrolled bill reported as follows:

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT:—Your committee on enrolled bills, beg leave to report:

That they have examined Council Memorial 7; Council Joint Resolution 5; and Council Bill 7, and find the same correctly enrolled.

L. M RINGER,
Chairman.

Mr. Dudley introduced, by leave,

C. B. 28—An act to regulate the practice of medicine and surgery in Washington Territory.

Which was read twice and referred to committee on Education.

Mr. Ringer introduced

C. B. 29—An act to provide for the closing of places of business on Sunday.

Which was read twice and referred to committee on education.

The President gave notice that he was about to sign the following named bill, memorial and resolution.

C. B. 7—An act defining libel and providing for the punishment thereof.

C. J. M. 7—Praying congress not to change the boundary line between the state of Oregon and Washington Territory.

C. J. R. 5—Tendering a vote of thanks to the proprietors of the steamer Zephyr,

The following message from the House was read:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 1, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed.

H. B. 65—An act to provide for the collection of road taxes and the maintenance of roads in Kitsap county.

H. B. 80—An act to authorize the adoption of children.

H. B. 84—An act in relation to the organization of new counties.

The same are herewith transmitted for your action.

Also that there have been introduced in the House

H. B. 106—An act authorizing the Puget Sound Iron Company to construct a wharf at the head of Port Townsend Bay, and

H. B. 107—An act to repeal Section 17 of an act, entitled, "An act relating to county auditors," approved Nov. 29, 1869.

WM. C. POTTER, *Chief Clerk.*

Mr. La Du introduced

C. B. 30—An act for the relief of B. S. Miller.

Which was read twice and referred to the committee on ways and means.

Mr. La Du also introduced

C. B. 31—An act to amend section 26, chapter 11 of an act to regulate the practice and proceedings in civil actions.

Which was read twice and referred to committee on judiciary.

At 4 o'clock, on motion of Mr. Tullis, the Council adjourned until Monday next at 10 o'clock.

ALLEN WEIR, *Chief Clerk.*

Approved, Nov. 3, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Olympia, Monday, Nov. 3, 1879.

Council re-assembled as per adjournment.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—8.

Absent none.

Journal of previous day read, corrected and approved.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 3, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. B. 14—An act to appropriate money for the University of Washington, and to provide for free scholarships in said university, and

H. B. 107—An act to repeal Sec. 17 of an act entitled "An act relating to county auditors," approved Nov. 29, 1869.

WM. C. POTTER,
Chief Clerk.

Mr. McGlynn presented petition from citizens of Whatcom county, asking for a division of that county.

Mr. Day presented a remonstrance from citizens of Dayton, Columbia county, asking that

H. B. 25—May not pass the Council and become a law.

C. J. M. 8—Praying Congress for the location of a District Land Office at Spokan Falls.

Was read twice and referred to committee on memorials.

The following reports were presented from standing committees:

REPORT OF COMMITTEE ON CORPORATIONS.

MR. PRESIDENT:—Your committee on corporations to whom was referred

H. B. 103—An act to legalize certain ordinances of the city of Seattle.

Have had the same under consideration and report as follows: Without recommendation.

JNO. McGLYNN,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

H. B. 80—An act to authorize the adoption of children.

Have had the same under consideration and report as follows: That we recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

H. B. 51—An act to amend an act relating to the support of the poor. Approved Jan. 21, 1863.

Have had the same under consideration and report as follows: That we recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

C. B. 31—An act to amend section 26, chapter 11, of an act to regulate the practice and proceedings in civil actions.

Have had the same under consideration and report as follows: We recommend that it do not pass.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

C. B. 29—An act to provide for the closing of places of business on Sunday.

Have had the same under consideration, and report as follows: That we recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON EDUCATION.

MR. PRESIDENT:—Your committee on education to whom was referred

C. B. 28—An act to regulate the practice of medicine and surgery in Washington Territory.

Have had the same under consideration and report as follows: That your committee recommend its passage.

G. S. DUDLEY,
Chairman.

REPORT OF COMMITTEE ON COMMERCE.

MR. PRESIDENT:—Your committee on commerce to whom was referred

C. B. 21—An act regulating salmon fisheries on the waters of the Columbia river and its tributaries.

Have had the same under consideration and report as follows: That we recommend its passage.

J. B. LA DU, *Chairman.*

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT:—Your committee on enrolled bills to whom was referred

C. B. 19—An act fixing the rate to be paid for public printing and providing for the auditing of the accounts of public printer.

Beg leave to report, they have examined the same and find it correctly enrolled.

L. M. RINGER,
Chairman,

Mr. McGlynn introduced

C. B. 32—An act to create and organize the county of Skagit.

Which was read twice and referred to committee on counties, and twenty-five copies were ordered printed.

Mr. Tullis introduced

C. B. 33—An act for the relief of James T. Berry.

Which was read twice and referred to committee on ways and means.

Mr. Tullis introduced

C. B. 34—An act to amend an act entitled "An act to provide for the assessing and collecting of county and territorial revenue." Approved Nov. 9, 1877.

Which was read twice and referred to committee on ways and means.

Mr. Dunbar introduced

C. B. 35—An act to amend an act entitled, "An act to regulate the practice and proceedings in civil actions" approved Nov. 13, 1873.

Which was read twice and referred to committee on judiciary.

C. B. 21—An act regulating salmon fisheries on the waters of the Columbia river and its tributaries,

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, LaDu, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

C. B. 29—An act to provide for the closing of places of business on Sunday.

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, Ringer, Tullis and Mr. President—7.

Nay—Mr. La Du—1.

Excused Mr. McGlynn.

C. B. 28—An act to regulate the practice of medicine and surgery in Washington Territory.

Was read a third time and passed, and the title was approved.

Ayes—Messrs. Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—8.

Nay—Mr. Cline—1.

C. B. 31—An act to amend section 26, chapter 11, of an act to regulate the practice and proceedings in civil actions.

Was read a third time and, on motion, was laid on the table, subject to the call of the Council.

H. B. 51—An act to amend an act entitled "An act relating to the support of the poor," approved Jan. 21, 1863.

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Day, Dunbar, McGlynn, Ringer, and Mr. President—5.

Nays—Messrs. Cline, Dudley, La Du, and Tullis—4.

H. B. 80—An act to authorize the adoption of children.

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays none.

H. B. 103—An act to legalize certain ordinances of the city of Seattle.

Was then read a third time and passed, and the title of the same was approved.

Ayes—Messrs Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

On motion of Mr. Ringer.

H. B. 25—was taken from the table.

Mr. Ringer moved that Mr. Guernsey, of the other House, be invited within the bar to furnish the Council any information he might possess concerning the merits of the bill.

Motion carried, and Mr. Guernsey came within the bar.

Petitions for the passage of the bill, and a remonstrance against its passage were read.

At 12 o'clock, on motion of Mr. Dudley, the Council took a recess until 2 o'clock in the afternoon.

At 2 o'clock the Council re-assembled.

The President in the chair.

Roll called, and all the members were found to be present.

The President then gave notice that he was about to sign.

C. B. 19—An act fixing the rate to be paid for public

printing, and providing for the auditing of the accounts of public printer.

The consideration of H. B. 25, was then resumed.

Mr. Day moved to recommit the bill to committee on judiciary.

Motion lost.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 3, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has refused to pass

H. B. 89—An act for the relief of Thomas Prather, for services as Warden in Hospital Insane.

Also that the House has passed

H. B. 83—An act providing for the protection of deer in San Juan and Whatcom counties, and

H. B. 88—An act to repeal an act, entitled, "An act to define the rights of Jurors, of Washington Territory."

The same are herewith transmitted for your action.

W. C. POTTER,
Chief Clerk.

The question then being upon the final passage of

H. B. 25—An act supplemental to and explanatory of Chapter 2 of an act entitled "An act to provide for the incorporation of cities," approved Nov. 9, 1877, and to declare certain corporations thereunder valid.

The bill was passed and the title of the same was approved.

Ayes—Messrs. Cline, Dudley, La Du, McGlynn, Ringer and Mr. President—6.

Nays—Messrs. Day, Dunbar and Tullis.—3.

H. B. 14—An act to appropriate money for the university of Washington, and to provide for free scholarships in said university.

Was read twice.

Mr. La Du moved that it be referred to the committee on ways and means.

Mr. Dudley moved to amend by referring to the committee on education.

Amendment lost.

The question being upon the original motion, the motion carried, and

H. B. 14—Was referred to the committee on ways and means.

H. B. 107—An act to repeal section 17, of an act entitled "An act relating to county auditors. Approved Nov. 29, 1869.

Was read twice, and referred to committee on judiciary.

H. B. 83—An act for the protection of deer in San Juan and Whatcom counties.

Was read twice and referred to committee on commerce.

H. B. 88—An act to repeal an act, entitled "An act defining the rights of jurors in Washington Territory." Approved Nov. 6, 1877.

Was read twice and referred to committee on judiciary.

The following communication was received from the Governor and the report transmitted therewith was placed on file.

TERRITORY OF WASHINGTON, EXECUTIVE DEPARTMENT,
Olympia, Nov. 3, 1879.

To THE HON. COUNCIL:

I have the honor to submit herewith a communication received from Hon. H. G. Struve, who was appointed code commissioner under the act approved Nov. 9, 1877.

Very respectfully,

E. P. FERRY,
Governor.

Mr. McGlynn, chairman of the committee on engrossed bills reported as follows:

REPORT OF COMMITTEE ON ENGROSSED BILLS.

MR. PRESIDENT:—Your committee on engrossed bills, to whom was referred

H. B. 1.—Entitled an act to protect the inmates of Insane Asylums,

Have had the same under consideration and report as follows: We find the bill correctly enrolled.

JNO. McGLYNN,
Chairman.

Mr. Ringer, chairman of the committee on ways and means, reported as follows:

REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. PRESIDENT:—Your committee on ways and means, to whom was referred

C. B. 30—An act for the relief of B. S. Miller, and

C. B. 26—An act for the relief of Klickitat county,

Have had the same under consideration and report as follows: We recommend their passage.

L. M RINGER,
Chairman.

On motion, the Council adjourned until 10 o'clock, tomorrow.

ALLEN WEIR, *Chief Clerk.*

Approved, Nov. 4, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Olympia, Tuesday, Nov. 4, 1879.

Council re-assembled as per adjournment.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis, Mr President—9.

Absent, none.

Prayer was offered by the Chaplain.

The journal of previous day was read, and approved.

The following reports of standing committees were received:

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

H. B. 88—An act to repeal and act entitled "An act defining the rights of jurors in Washington Territory. Approved Nov. 6, 1877.

Have had the same under consideration and report as follows: That we recommend that it do not pass.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

C. B. 35—An act to amend an act entitled, "An act to regulate the practice and proceedings in civil actions," approved Nov. 13, 1873.

Have had the same under consideration and report as follows: That we recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON COMMERCE.

MR. PRESIDENT:—Your committee on commerce to whom was referred

H. B. 83—An act providing for the protection of deer in San Juan and Whatcom counties.

Have had the same under consideration and report as follows: That we recommend its passage.

J. B. LA DU, *Chairman.*

REPORT OF COMMITTEE ON ROADS AND HIGHWAYS.

MR. PRESIDENT:—Your committee on roads and highways to whom was referred

H. B. 65—An act to provide for the collection of road taxes and the mainteance of roads in Kitsap county.

Have had the same under consideration, and report as follows: We recommend its passage, with an amendment.

JAS. B. LA DU,
Chairman.

Mr. La Du, chairman of committee on conference, on the part of the Council, on

H. B. 34—An act to amend an act entitled "An act providing for the election of county commissioners and defining their duties;" approved Dec. 1, 1869.

Reported as follows:

REPORT OF COMMITTEE ON CONFERENCE.

MR. PRESIDENT:—Your committee on conference as part of joint committee to whom was referred

H. B. 34—An act to amend an act entitled "An act providing for the election of county commissioners and defining their duties. Approved Dec. 1, 1869."

Have had the same under consideration and report as follows: That we recommend that the House concur in the Council amendment substituting ten for fifteen in 6th line of section 20; and that the Council recede from its amendment excepting Klickitat and Whitman counties from the provisions of said bill.

All of which is respectfully submitted.

JAS. B. LA DU,
Chairman.

The question then being, will the Council recede from its action, excepting the counties of Whitman and Klickitat from the provisions of the bill,

The roll was called and the Council refused to recede from its action.

Ayes—Messrs. Cline, La Du, Tullis and Mr. President—4.

Nays—Messrs. Day, Dudley, Dunbar, McGlynn and Ringer—5.

And the council refused to recede.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 4, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has introduced

H. B. 108—An act to amend an act entitled "An act to regulate the government of the Hospital for Insane,"

H. B. 109—An act to appropriate one-half of the Terri-

torial tax of Snohomish county, for the year 1880, for the purpose of building a Territorial road therein,

H. B. 110—An act relating to the property rights of husband and wife,

H. B. 111—An act to repeal the fence laws in Walla Walla, Columbia, Whitman, Spokan and Stevens counties,

H. B. 112—An act to dispose of license money in Jefferson county,

H. B. 113—An act to change the lines between Walla Walla and Columbia counties,

H. B. 114—An act entitled "An act to establish pilots and pilot regulations for Juan De Fuca Straits, Puget Sound, and all American waters pertaining thereto,"

H. B. 115—An act relating to the county printing of Pierce county,

H. B. 116—An act fixing the salary of the prosecuting attorney for the second judicial district,

H. B. 117—An act to repeal an act entitled "An act concerning the collection of poll tax."

H. B. 118—An act to legalize and establish certain roads.

H. B. 119—An act to provide a system of revenue to be paid by certain foreign corporations, and the manner of collecting the same.

H. B. 120—An act to amend an act entitled "An act in relation to roads, fences, bridges, and travel on public highways.

H. B. 121—An act prohibiting the owners of hogs and sheep from permitting the same to run at large in Pacific county.

Also that the house has passed

H. B. 69—An act conferring upon foreign corporations certain powers.

H. B. 82—An act to change the name of Claus Oser to that of Frederick Oser.

H. B. 90—An act regulating appeals from the decisions of County Commissioners.

H. B 112—An act to dispose of license money in Jefferson county,

Also, that the House has passed

H. J. M. 13—Relative to the entry and clearance of vessels under thirty tons. register on Puget Sound,

The same are herewith transmitted for your consideration.

Also that the House has refused to pass

H. B. 35—An act to amend an act entitled "An act to provide for the payment of costs in certain cases,

C. B. 11—An act to amend Section 352, Chapter 31 of an act entitled "An act to regulate the practice and proceedings in civil actions,"

The same are herewith returned.

Also that the House has concurred in council amendments to

H. B. 19—An act for the better protection of bridges in Washington Territory, and

H. B. 73—An act for the relief of certain clerks and employes of the present legislative assembly.

Also that the speaker has signed

C. B. 2—An act to change the name of the county seat of Lewis county,

C. B. 7—An act defining libel and providing for the punishment thereof,

C. B. 19—An act fixing the rate to be paid for the public printing, and providing for the auditing of the accounts of public printer,

C. J. M. 7—Praying congress not to change the boundary line between the State of Oregon and Washington Territory, and

C. J. R. 5—Tendering a vote of thanks to proprietors of the steamer Zephyr.

The same are herewith returned.

Also that the speaker has signed

H. B. 54—An act to establish District Courts in the First and Second Judicial districts, and to fix the times and places for holding the same, and

H. B. 58—An act for the relief of Walla Walla county,

The same are herewith transmitted for your signature.

WM. C. POTTER,
Chief Clerk.

The President gave notice that he was about to sign the following named bills:

H. B. 103—An act to legalize certain ordinances of the city of Seattle.

H. B. 54—An act to establish district courts in the first and second judicial districts and to fix the time and place for holding the same.

H. B. 58—Entitled an act for the relief of Walla Walla county,

Mr. Cline introduced

C. B. 36—An act to repeal an act entitled "An act to extend and define the corporate limits of the city of Port Townsend,

Which was, under suspension of the rules, read three times and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

Mr. Dunbar introduced

C. B. 37—An act to incorporate the city of Goldendale,

Which, under a suspension of the rules, was read three times and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, LaDu, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

Mr. Dudley introduced,

C. B. 38—An act to amend Section 4, of an act entitled "An act to establish the amount, and provide for the payment of costs in certain cases,"

Passed the House of Representatives, Nov. 19, 1869, passed the council Nov. 20, 1869,

Which was read twice and referred to committee on judiciary.

C. B. 30—For the relief of B. S. Miller.

Was read a third time and passed.

Ayes—Messrs. Cline, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—8.

Nays—Mr. Day—1.

C. B. 26—An act for the relief of Klickitat county.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, La Du, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—8.

Nay—Mr. Day.

C. B. 35—An act to amend an act entitled "An act to regulate the practice and proceedings in civil cases," approved Nov. 13, 1873,

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Noes—none.

At 12 o'clock, on motion, the Council took a recess until 2 o'clock in the afternoon.

At 2 o'clock the Council re-assembled.

Mr. President in the chair.

Roll called.

Present—Messrs. Day, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—7.

Absent—Messrs. Cline and Dudley—2.

H. B. 88—An act to repeal an act entitled "An act defining the rights of jurors in Washington Territory.

Was read a third time and the Council refused to pass.

Ayes—none.

Nays—Messrs. Cline, Day, Dudley, Ringer, Dunbar, McGlynn, La Du, Tullis and Mr. President—9.

H. B. 65—An act to provide for the collecting of road taxes and maintenance of roads in Kitsap county.

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, McGlynn, La Du, Ringer, Tullis, Dunbar and Mr. President—9.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 4, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has introduced

H. B. 122—An act to amend an act of 1877, relating to deeds,

H. B. 123—An act entitled "An act relating to Justices of the Peace, their practice and jurisdiction,"

H. B. 124—An act to amend the charter of the city of Seattle,

H. B. 125—An act to provide for the assessing and collecting of county and territorial revenue.

H. B. 126—An act to legalize the action of the county commissioners of Thurston county in leveying a special tax of two mills on the dollar, for the year 1879.

Also that the House has passed.

H. J. M. 7—Asking the president to detail an officer of the army to act as a professor in the Territorial university,

The same are herewith transmitted for your action.

Also that the House has concurred in council amendments to H. B. 43.

Also that the House has passed

H. B. 39—An act in relation to mortgages on certain kinds of property, and

H. B. 47—An act providing for the care and keeping of Maggie and Thomas Phillips, infant children of Mary Phillips, a territorial convict.

And the same are herewith transmitted for your concurrent action.

WM. C. POTTER,
Chief Clerk.

H. B. 83—An act providing for the protection of deer in San Juan and Whatcom counties.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. B. 69—An act conferring upon foreign corporations certain powers.

Was read twice, and referred to committee on corporations.

H. B. 82—An act to change the name of Claus Oser to that of Frederick Oser.

Which was, under suspension of the rules, read three times and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays none.

H. B. 90—An act regulating appeals from the decisions of County Commissioners.

Was read twice and referred to the committee on judiciary.

H. B. 112—An act to dispose of license money in Jefferson county,

Which was read twice and referred to committee on judiciary.

H. J. R. 13—Relative to the entrance and clearance of vessels under thirty tons' registry, on Puget Sound.

Which, under a suspension of the rules, was read three times and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlinn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. B. 39—An act in relation to mortgages on personal property.

Which was read twice and referred to committee on judiciary.

H. B. 47—An act providing for the care and keeping of Maggie and Thomas Phillips, infant children of Mary Phillips, a Territorial convict.

Was read twice and referred to committee on ways and and means.

H. J. M. 7—Asking the President to detail an officer of the army to act as a professor in the Territorial university of Washington,

Was read twice and referred to the committee on military affairs.

Mr. Ringer introduced.

C. J. M. 9—Relative to military telegraph lines.

Which was under suspension of rules read three times and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, LaDu, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

Mr. Dudley, chairman of committee on memorials, reported as follows:

REPORT OF COMMITTEE ON MEMORIALS.

MR. PRESIDENT:—Your committee on memorials, to whom was referred

C. J. M. 8—Praying for the establishment of a land office at Yakima city, W. T.

Have had the same under consideration and report as follows: That we recommend its passage.

G. S. DUDLEY,
Chairman.

Mr. McGlynn, chairman of committee on counties, reported as follows:

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties to whom was referred

C. B. 32—An act to create and organize the county of Skagit.

Have had the same under consideration and report as follows: That we recommend its passage.

JNO. McGLYNN,
Chairman.

Mr. Ringer, chairman of the committee on ways and means, reported as follows:

REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. PRESIDENT:—Your committee on ways and means, to whom was referred

C. B. 33—An act for the relief of James T. Berry.

Have had the same under consideration, and report as follows: In favor of its adoption.

L. M. RINGER,
Chairman.

REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. PRESIDENT:—Your committee on ways and means to whom was referred

Petition from the Sisters of Charity at Vancouver.

Have had the same under consideration and report as follows: Would recommend adoption of the request of the petitioners.

L. M. RINGER,
Chairman.

C. J. M. 8—Praying Congress for the location of a District Land Office at Yakima city.

Was read a third time and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

C. B. 32—An act to create and organize the county of Skagit.

Mr. McGlynn moved that Mr. Rhinehart be invited within the bar to state his objections, if any, to the passage of the bill.

After much discussion of the bill, Mr. La Du moved that it be laid upon the table.

Motion lost.

The question being upon the final passage of

C. B. 32—The same was passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, La Du, Ringer, Tullis and Mr. President—9.

Nays—none.

C. B. 33—An act for the relief of James T. Berry.

Was read a third time and passed, and the title of the same was approved.

Nays—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

At 4 o'clock, on motion, the Council adjourned until 10 o'clock tomorrow morning

ALLEN WEIR, *Chief Clerk.*

Approved, Nov. 5, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Olympia, Wednesday, Nov. 5, 1879.

Council re-assembled as per adjournment.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Absent, none.

During the reading of the journal, Mr. Dudlley moved that the council do now take a recess until 1 o'clock, P. M.

Mr. Dunbar moved to amend by substituting 2 o'clock.

Amendment agreed to and the council took a recess until 2 o'clock.

At 2 o'clock, Council reassembled.

Mr. President in the chair.

Roll called.

Present—Messrs. Day, La Du, McGlynn, Ringer, Tullis and Mr. President—6.

Absent—Messrs. Cline, Dudley and Dunbar—3.

At 2:05 o'clock, on motion, the Council adjourned until 9 o'clock to-morrow morning.

ALLEN WEIR, *Chief clerk.*

Approved Nov. 6, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Olympia, Thursday, November 6, 1879.

Council assembled as per adjournment.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Absent—None.

The journal of two previous days was read and approved.

The following reports of standing committees were received:

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

H. B. 107—An act to repeal Section 17 of an act, relating to county auditors.

Have had the same under consideration and report a substitute therefor, recommending its adoption.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON CORPORATIONS.

MR. PRESIDENT:—Your committee on corporations to whom was referred

H. B. 69—An act conferring upon foreign corporations, certain powers.

Have had the same under consideration and report as folows: We recommend its passage.

JNO. McGLYNN,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

H. B. 90—An act regulating appeals from the decisions of county commissioners.

Have had the same under consideration and report as follows: That the committee recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

H. B 112—An act to dispose of license money in Jefferson county.

Have had the same under consideration and report the same without recommendation.

REPORT OF COMMITTEE ON COMMERCE.

MR. PRESIDENT:—Your committee on commerce to whom was referred

C. B. 23—An act to create the office of fish commissioner for the Columbia river, to license the taking of salmon in the Columbia river and its tributaries, and to encourage the establishment of hatching houses on the waters of the Columbia river, for the propagation of salmon.

Have had the same under consideration and report as follows: That we recommend its passage.

J. B. LA DU,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

C. B. 24—Entitled an act to amend an act, approved Nov. 9th, 1877, entitled "An act to provide for the codification of the laws of Washington Territory."

Have had the same under consideration and report a substitute therefor, and recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

C. B. 27—An act to perfect the records of the probate courts.

Have had the same under consideration and report as follows: That we recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

C. B. 38—An act to amend section 4 of an act to establish the amount and provide for the payment of costs in certain cases.

Have had the same under consideration and report as follows: That we recommend that it do not pass.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON MILITARY AFFAIRS.

MR. PRESIDENT:—Your committee on military affairs to whom was referred

H. J. M. 7—Asking the president to detail an officer of the army to act as professor in the Territorial university.

Have had the same under consideration and report in favor of its passage.

J. H. DAY,
Chairman.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 5, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. B. 59—An act to amend an act entitled "An act in relation to territorial auditor.

And the same is herewith transmitted for your action.

Also, that the House has passed

H. B. 36—An act to repeal an act, entitled "An act to extend and define the corporate limits of the city of Port Townsend.

H. B. 20—An act repealing proviso of Sec. 1 of an act, entitled "An act for the relief of clerks and employes of the present legislative assembly." Approved Nov. 9, 1877.

The same are herewith returned.

Also that the House has refused to pass

H. B. 67—An act to provide for furnishing the office of the Supreme court of W. T. with pigeon-hole cases for preserving the records of the supreme court,

Also that the House has passed

H. J. R. 14—Relative to the death of the late Zachariah Chandler.

The same is herewith transmitted for your concurrent action.

Also that the speaker has signed

H. B. 19—An act for the better protection of bridges in the Territory of Washington.

H. B. 26—An act to legalize certain ordinances of the city of Seattle.

H. B. 42—An act to repeal an act entitled "An act to provide for an official short-hand reporter for the district courts. Approved Nov. 6, 1877.

H. B. 57—An act for the relief of Columbia county.

H. B. 66—An act to provide for the recording of articles of incorporation.

H. B. 73—Entitled an act for the relief of certain clerks and other employes of the present Legislative Assembly.

H. B. 78—An act for the relief of Irving Ballard.

H. B. 96—An act to provide for the appointment of county commissioners for Stevens county, and

H. B. 103—An act to legalize certain ordinances of the city of Seattle.

And the same are herewith transmitted for your signature.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 6, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has refused to pass

C. B. 5—An act giving to a majority of the citizens of every election precinct, for general elections in the Territory of Washington, the power to tolerate or prohibit the license of drinking saloons or houses for the sale of intoxicating liquors in the respective precincts.

The same is herewith returned.

Also that the House has passed substitute for

C. B. 10—An act relating to the liens of farm laborers, with amendments by striking out of Sec. 2, after the word "crops" "except the liens of the lessor of any premises for rent."

The same is herewith returned,

Also, that the House has passed

H. B. 75—An act to amend an act entitled an "An act relating to crimes and punishments and proceedings in criminal cases. Approved Nov. 10, 1873, and

H. B. 92—An act to exempt from taxation certain timber lands.

The same is herewith transmitted for your action.

WM. C. POTTER,
Chief Clerk.

Mr. Cook introduced,

C. B. 39—An act to amend an act entitled "An act to encourage the cultivation of oysters." Approved Nov. 6, 1879,

Which was read twice and referred to the committee on commerce.

Mr. Dudley introduced

C. B. 40—An act to provide for the recovery of damages for injuries, caused by the use of intoxicating liquors.

Which was read twice and referred to committee on judiciary, and fifty copies of the same were ordered printed.

Mr. Dunbar introduced

C. B. 41—An act to amend an act entitled "An act in relation to notries public." Approved Oct. 31, 1877.

Which was read twice and referred to the committee on ways and means.

Mr. La Du introduced

C. B. 42—An act to repeal an act entitled "An act to defray the expenses of the office of Territorial treasurer."

Which was read twice and referred to the committee on ways and means.

The committee on judiciary, in lieu of

H. B. 107—An act to repeal section 17, of an act entitled "An act relating to county auditors." Approved Nov. 29, 1869.

Reported a substitute therefor, entitled "An act to amend section 17, of an act entitled "An act relating to county auditors." Approved Nov. 29, 1869.

Which was adopted and read three times and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dunbar, La Du, Ringer and Tullis—6.

Nays—Messrs. Dudley, McGlynn and Mr. President—3.

H. B. 69—An act conferring upon foreign corpora tions certain powers.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. B. 90—An act regulating appeals from the decisions of county commissioners.

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. B. 112—An act to dispose of licence money in Jefferson county.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

C. B. 23—Entitled an act to create the office of Fish Com-

missioner for the Columbia river; to license the taking of salmon in Columbia river and its tributaries and to encourage the establishment of hatching houses on the waters of the Columbia river, for the propagation of salmon.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

The substitute for

C. B. 24—Recommended by the committee on judiciary, and entitled "An act to provide for the codification of the laws of Washington Territory."

Was adopted in lieu of the original bill, read three times and passed and the title of the same was approved.

Ayes—Messrs. Cline, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—8.

Nays—Mr. Day.

The following message from the House was read:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 6, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has introduced and passed.

H. J. R. 15—Relative to the death of Major General Joseph Hooker.

Also, that the House has passed:

H. B. 21—An act prohibiting the owners of hogs and sheep from permitting the same to run at large in the county of Pacific.

And the same is herewith transmitted for your action.

WM. C. POTTER,
Chief Clerk.

C. B. 27—An act to perfect the records of probate courts.

Was read a third time.

During the call of the ayes and noes, Mr. Dunbar moved a call of the House.

Motion lost.

Question then being upon the passage of the bill, the Council refused to pass.

Ayes—Messrs. Day, Dudley, and Dunbar—3.

Nays—Messrs. Cline, La Du, McGlynn, Ringer, Tullis and Mr. President—6.

The following messages were received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 6, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has concurred in Council amendments to

H. B. 1—An act for the protection of inmates of Insane Asylums.

Also that the House has passed,

H. B. 12—An act to provide for the inspection and measurement of logs, and the formation of lumber districts.

With the following amendments:

By striking out the word "five" in section 4, line 12, and inserting the word "three;" by striking out the word "rotten" in section 8, line 4; striking out section 10, and substituting a new section in lieu thereof; and adding to section 14 the following: Provided, that no lumber district, under this act, shall be established in the counties of Walla Walla, Columbia, Whitman, Spokan, Stevens, Clarke, Klickitat, Skamania, and Yakima.

The same are herewith returned.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 6, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. B. 7—An act relating to the organization of new counties in this Territory.

H. B. 127—An act exempting firemen and members of fire departments from certain duties and obligations.

H. B. 102—An act to legalize and establish certain roads in the counties of Clalam and San Juan.

H. B. 93—An act to authorize the county commissioners of Clalam county to levy a special tax for certain purposes and

H. B. 52—An act relative to county roads in Yakima county.

The same are herewith transmitted for your action.

Also that the House has passed

C. B. 4—An act to provide for the protection of fish in the counties of Walla Walla and Columbia.

And the same are herewith returned.

WM. C. POTTER,
Chief Clerk.

Mr. Dunbar gave notice that he would move to consider the vote whereby C. B. 27 was lost.

Mr. Dunbar stated that, as important bills were now being considered, he moved a call of the House.

Motion carried, and, upon the roll being called, Messrs. Day and Ringer were found to be absent.

Mr. Ringer coming in, on motion, the further call of the House was suspended.

C. B. 38—An act to amend section 4 of an act entitled "An act to establish the amount and provide for the payment of costs in certain cases. Passed the House of Representatives, Nov. 19, 1869, passed the council, Nov. 20, 1869.

Was read a third time, and the council refused to pass.

Ayes—none.

Absent—Mr. Day—1.

Nays.—Messrs. Cline, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—8.

H. J. M. 7—Asking the President of the United States to detail an officer of the army to act as a professor in the Territorial university of Washington.

Was read a third time and passed.

Ayes—Messrs. Cline, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—8.

Absent—Mr. Day—1.

Nays—None.

Mr. Dunbar moved that

C. B. 31—An act to amend section 26, chapter 11, of an act to regulate the practice and proceedings in civil actions.

Be taken from the table.

Motion carried.

Question being on the final passage of C. B. 31, the Council again refused to pass.

Ayes—Messrs. Cline and Day.

Nays—Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—7.

Mr. Dunbar moved to reconsider the vote whereby

C. B. 27—An act to perfect the records of the probate courts.

Failed to pass.

Motion carried.

Question then being upon the final passage of C. B. 27, the Council refused to pass.

Ayes—Messrs. Day, Dudley and Mr. President—3.

Nays—Messrs. Cline, Dunbar, La Du, McGlynn and Tullis —5.

The President gave notice that he was about to sign the following named bills:

H. B. 19—An act for the better protection of bridges in the Territory of Washington.

H. B. 26—An act to legalize certain ordinances of the city of Seattle.

H. B. 42—An act to repeal an act entitled "An act to provide for an official short-hand reporter for the District courts." Approved Nov. 6, 1877.

H. B. 57—An act for the relief of Columbia county.

H. B. 66—An act to provide for the recording of articles of incorporation.

H. B. 73—Entitled an act for the relief of certain clerks and other employes of the present Legislative Assembly.

H. B. 78—An act for the relief of Irving Ballard.

H. B. 91—An act to provide for the appointment of a Board of county commissioners for Stevens county.

H. B. 103—An act to legalize certain ordinances of the city of Seattle,

The following communication was received from the Governor:

TERRITORY OF WASHINGTON, EXECUTIVE DEPARTMENT,
Olympia, Nov. 5, 1879.

TO THE HON. COUNCIL OF W. T.:

GENTLEMEN. I have the honor to inform you that I have this day approved the following:

An act to change the name of the county seat of Lewis county.

An act defining libel and providing for the punishment thereof.

Very respectfully,

E. P. FERRY,
Governor.

Upon motion, the Council took a recess until 2 o'clock.

At 2 o'clock, Council reassembled.

Mr. President in the chair.

Roll called, and all members were found to be present.

H. J. R. 14—Relative to the death of the late Zachariah Chandler.

Which was under suspension of rules read three times and passed.

Ayes—Messrs. Day, Dudley, Dunbar, McGlynn and Mr. Tullis—5.

Nays—Messrs. Cline, La Du, Ringer and Mr. President—4.

H. J. R. 15—Relative to the death of Major General Joseph Hooker.

Under a suspension of the rules, was read three times and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlinn, Ringer, Tullis and Mr. President—9.

Nays—None.

C. B. 10—An act relating to the liens of farm laborers.

Was reported back from the House as having passed with an amendment made by striking out from section 4, all after the word "crops."

Mr. McGlynn moved that the Council concur in the amendment, and, upon the call of the roll, the Council refused to concur in house amendment to C. B. 10.

Ayes—Messrs. Day, Dudley, Dunbar, and McGlynn—4.

Nays—Messrs. Cline, La Du, Ringer, Tullis and Mr. President—5.

H. B. 59—An act to amend an act entitled "An act in relation to territorial auditor." Approved Nov. 29, 1879.

Was read twice and referred to committee on ways and means.

H. B. 75—An act to amend an act entitled "An act relative to crimes and punishment and proceedings in criminal cases," approved Nov. 10, 1873.

Was read twice and referred to committee on judiciary.

H. B. 92—An act to exempt from taxation certain timber lands.

Was read twice and referred to committee on agriculture.

H. B. 121.—An act prohibiting the owners of hogs and sheep from permitting the same to run at large in Pacific county.

Was read twice and referred to committee on agricnlture.

Mr. Ringer offered a resolution, relating to the manner in which the business of the House is communicated to the Council, and on motion it was unanimously adopted.

H. B. 102—An act to legalize and establish certain roads in the counties of Clallm and San Juan.

Was read twice and referred to the committee on roads and highways.

H. B. 93—An act to authorize the county commissioners of Clalam county to levy a special tax for certain purposes.

Was read twice and referred to committee on counties.

H. B. 52—A bill in relation to county roads in Yakima county.

Was read twice and referred to committee on roads and highways.

H. B. 127—An act exempting firemen and members of fire departments from certain duties and obligations.

Was read twice, and referred to the committee on ways and means.

H. B. 7—An act relating to the organization of fire companies.

Was read twice, and referred to committee on corporations.

Mr. Dunbar, chairman of committee on judiciary, reported as follows:

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred, substitute for

H. B. 39---An act in relation to mortgages on certain kinds of property.

Have had the same under consideration and report as folows: That we recommend its passage.

R. O. DUNBAR,
Chairman.

H. B. 39—An act in relation to mortgages on certain kinds of property.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—8.

Nays—Mr. Cline—1.

Mr. Cook, by leave, introduced,

C. B. 44—An act to encourage the construction of Railroads connecting the tide waters of Puget Sound, by direct line, across the Cascade range of mountains, with the navigable waters of the upper Columbia river.

Which was read twice and referred to committee on roads and highways.

The committee on enrolled bills reported as follows:

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT:—Your committee on enrolled bills, beg leave to report: That they have examined C. B. 20, and C. B. 36.

And find the same correctly enrolled.

L. M RINGER,
Chairman.

At 4:20 o'clock, on motion, the Council adjourned until 10 o'clock tomorrow morning.

ALLEN WEIR, *Chief Clerk.*

Approved, Nov. 7, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Olympia, Friday, Nov. 7, 1879.

Council re-assembled as per adjournment.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Absent—None.

Prayer was offered by the Chaplain.

The following messages were received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 7, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. J. M. 8—Praying congress for a bounty to the soldiers of the Indian war of 1855-56.

H. J. M. 9—Praying congress for a railroad subsidy, and

H. J. M. 10—To the Hon. Senate and house of Representatives, etc.

And the same are herewith transmitted for your concurrence.

Also that the House has amended and passed

C. B. 12—So as to read as follows:

Strike out word "five" in section 4, line 12, and insert in lieu thereof the word "three;" Also, to strike out section 10, and insert a new section to read as follows:

All logs shall be scaled at the places where they are boomed, ready for towing, and adding to section 14 the following:

Provided that no lumber district, under this act, shall be established in the counties of Walla Walla, Columbia, Whitman, Spokan, Stevens, Klickitat, Skamania and Yakima.

To strike out the word "rotten" in line 4, section 8.

The same is herewith transmitted for your concurrent action.

WM. C. POTTER,
Chief Clerk.

Journal of previous day read and approved.

The following reports of committees were received:

REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. PRESIDENT:—Your committee on ways and means to whom was referred

H. B. 14—Reported as follows:

The chairman of said committee begs leave to dissent from

the report of the majority and submits the following minority report:

Would respectfully recommend that sections 2, 3, 4 and 7, and all matter referring to scholarships be striken out;

And further, that the words "fifteen hundred dollars" be stricken out of sections 1 and 5, and the words "one thousand dollars" be inserted instead.

L. M. RINGER,
Chairman.

REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. PRESIDENT:—Your committee on ways and means, to whom was referred

H. B. 14—To appropriate money for the university of Washington, and to provide for free scholarships in said university.

Have had the same under consideration and report as follows: That your committee recommend its passage with the following amendment:

Add to section 3, "And it is made the duty of the president of said university to issue a certificate to each student, in attendance at said university, under the provisions of this act; said certificate showing the number of miles actually traveled by said student, by the usual traveled route, from his home to said university. The territorial auditor shall, upon presentation of such certificate, audit the account and draw a warrant in favor of such student for the amount due him for mileage, under this act; and the territorial treasurer is hereby authorized to pay warrants so drawn, out of any money in the treasury, not otherwise appropriated."

G. S. DUDLEY,
A. F. TULLIS,
Committee.

REPORT OF COMMITTEE ON MILITARY AFFAIRS.

MR. PRESIDENT:—Your committee on military affairs to whom was referred

C. B. 43—An act to authorize the governor to execute a bond to the United States.

Have had the same under conideration and report in favor of the passage of the act.

J. H. DAY,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

H. B. 75—An act to amend an act relative to crimes and punishments and proceedings in criminal cases.

Have had the same under consideration and report as follows: That we recommend its passage.

R. O. DUNBAR,
Chairman.

REPOT OF COMMITTEE ON AGRICULTURE.

MR. PRESIDENT:—Your committee on agriculture, to whom was referred

H. B. 121—Prohibiting the owners of hogs and sheep from permitting the same to run at large in Pacific county.

Have had the same under consideration and report as folows: That the committee report without recommendation.

G. S. DUDLEY,
Chairman.

REPORT OF COMMITTEE ON CORPORATIONS.

MR. PRESIDENT:—Your committee on corporations to whom was referred

H. B. 7—An act relating to the organization of fire companies in this Territory.

Have had the same under consideration and report as follows: Without recommendation.

JNO. McGLYNN,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

C. B. 40—An act to provide for the recovery of damages for injuries caused by the use of intoxicating liquors.

Have had the same under consideration and report as folows: That we recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF SPECIAL COMMITTEE ON APPORTIONMENT.

MR. PRESIDENT:—Your joint committee on apportionment, to whom was referred

The matter of apportioning the council and representative districts, for the next legislative assembly.

Have had the same under consideration and report as follows: That said committee have reported by bill, which is herewith transmitted, and we recommend its passage.

G. S. DUDLEY, *Chm. Council Com.*
JOHN A. TAYLOR, *Chm. House Come.*

Mr. Tullis introduced,

C. B. 45—An act legalizing the action of certain boards of county commissioners.

Which was read twice and referred to the committee on counties.

Mr. Tullis also introduced

C. B. 46—An act regulating the pay of certain officers in Lewis county.

Which was read twice and referred to committee on roads and highways.

Mr. Ringer introduced

C. B. 47—An act to establish in insane asylums, wards where the patients shall not be prisoners, and defining the postal rights of the patients in these wards, and to protect the inmates of insane asylums.

Which was read twice and referred to committee on hospital for the insane.

C. B. 40—An act to provide for the recovery of damages caused by the use of intoxicating liquors.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, Tullis and Mr. President—7.

Nays—Messrs. La Du and Ringer—2.

H. B. 7—An act in relation to the organization of fire companies in this Territory.

Was read a third time and the council refused to pass.

Ayes—Messrs. Day, Tullis and Mr. President—3.

Nays—Messrs. Cline, Dunbar, La Du and Mr. McGlynn—4.

Absent—Mr. Ringer—1.

Excused—Mr. Dudley—1.

H. B. 121—An act prohibiting the owners of hogs and sheep from permitting the same to run at large in Pacific county.

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—8.

Absent—Mr. Cline—1.

Nays—None.

C. B. 43—An act to authorize the Governor to execute a bond to the United States.

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—8.

Nays—none.

Absent—Mr. Cline—1.

H. B. 75—An act to amend an act entitled "An act relative to crimes and punishments, and proceedings in criminal cases." Approved Nov. 10, 1873.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

Upon

H. B. 14—An act to appropriate money for the university of Washington, and to provide for free scholarships in said university.

Both majority and minority reports were presented to the Council.

The question being, first, upon an amendment, as reported by the majority of the committee. The Council refused to adopt.

Nays—Messrs. Cline, Day, Dudley, Dunbar, La Du and Ringer—6.

Ayes—Messrs. McGlynn, Tullis and Mr. President—3.

Mr. Dudley gave notice that he would move a reconsideration of the vote just taken.

The amendments, as recommended by the minority report were then considered, during which Mr. Dudley moved to adjourn.

Motion lost.

Mr. Dunbar moved the previous question.

And the President submitted to the Council. Shall the main question now be put?

Motion carried, and the first amendment, recommended by the committee, was adopted.

Ayes—Messrs. Cline, Day, Dunbar, La Du and Ringer—5.

Nays—Messrs. Dudley, McGlynn, Tullis and Mr. President—4.

Mr. Dudley moved to adjourn.

Motion lost.

Ayes—Messrs. Day, Dudley, McGlynn and Tullis—4.

Nays—Messrs. Cline, Dunbar, La Du, Ringer and Mr. President—5.

The second amendment, proposed by the minority report, was then adopted.

Ayes—Messrs. Cline, Day, Dunbar, La Du and Ringer—5.

Nays—Messrs. Dudley, McGlynn, Tullis and Mr. President—4.

Mr. Dudley moved to adjourn.

Motion lost.

Ayes—Messrs. Dudley, McGlynn and Mr. President—3.

Nays—Messrs. Cline, Day, Dunbar, La Du, Ringer and Tullis—6.

Mr. Dudley moved that the bill be laid on the table.

Motion lost.

Ayes—Messrs. Dudley and McGlynn—2.

Nays—Messrs. Cline, Day, Dunbar, La Du, Ringer, Tullis and Mr. President—7.

The question now being upon the final passage of the bill, the roll was called and the bill passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

At 1:30 o'clock, on motion, the Council took a recess until 3 o'clock.

At 3 o'clock, Council reassembled.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Absent—None.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 7, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has introduced

H. B. 132—An act to legalize certain ordinances of the city of Seattle, and certain assessments and levy in said city.

H. B. 133—An act to amend an act entitled "An act to provide for a system of common schools."

H. B. 137—An act to fix the number of the legislative assembly, and to apportion the same, and

H. B. 136—An act appropriating money for immigration purposes.

Also that the House has introduced and passed

H. B. 138—An act for the assessment and collection of taxes in the county of Kitsap, for the year 1878, and

H. B. 134—An act to amend subdivision 26, section 32, chapter 5, of an act to incorporate the city of Vancouver.

The same are herewith transmitted for your action.

Also that the House passed

H. B. 79—An act for the relief of William Billings.

H. B. 81—An act for the relief of Yakima county.

H. B. 117—An act to repeal an act entitled "An act concerning the collection of poll tax," and

H. B. 61—An act to change the boundaries of Pacific, Wahkiakum, Klickitat, Lewis and Skamania counties.

And the same are herewith transmitted for your action.

WM. C. POTTER, *Chief Clerk.*

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 7, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the Speaker has signed the following bills:

H. B. 25—An act supplemental to and explanatory of Chapter II of an act entitled, "An act to provide for the incorporation of cities." Approved Nov. 9, 1877, and to declare certain corporations thereunder valid.

H. B. 51—An act to amend an act entitled "An act relating to the poor."

H. B. 65—An act to provide for the collection of road taxes and maintenance of roads in Kitsap county.

H. B. 80—An act to authorize the adoption of children.

H. B. 82—An act to change the name of Claus Oeser to that of Frederick Oser.

H. B. 83—An act for the protection of deer in San Juan and Whatcom counties.

H. B. 1—An act to protect the inmates of insane asylums.

H. B. 43—An act to amend the charter of the City of Walla Walla, and

H. J. R. 13—Relative to the entry and clearance of vessels under thirty tons' registry, on Puget Sound.

The same are herewith transmitted for your signature.

WM. C. POTTER,
Chief Clerk.

The president gave notice that he was about to sign

C. B. 20—An act repealing the proviso of Section 1, of an act entitled "An act for the relief of the clerks and employes of the present legislative assembly." Approved Nov. 9, 1877, also

C. B. 36—An act to repeal an act, entitled "An act to extend and define the corporate limits of the city of Port Townsend.

C. B. 12—Reported from the House with amendments, was taken up and the amendments were severally concurred in by the Council.

Mr. Dudley gave notice that he would move a reconsideration of the vote whereby

H. B. 14—An act to appropriate money for the university of Washington.

Passed the Council.

The president gave notice that he was about to sign the following:

H. B. 1.—An act to protect inmates of insane asylums.

H. B. 83—An act providing for the protection of deer in San Juan and Whatcom counties.

H. B. 43—An act to authorize the governor to execute a bond to the United States.

H. J. R. 13—Relative to the entry and clearance of vessels under thirty tons' registry on Puget Sound.

H. B. 25—An act supplemental to and explanatory of Chapter 2 of an act entitled "An act to provide for the incorporation of cities. Approved Nov. 9, 1877, and to declare certain incorporations thereunder valid.

H. B. 51—An act to amend an act entitled "An act relating to the support of the poor," approved Jan. 21, 1863.

H. B. 65—An act to provide for the collection of road taxes, and the maintenance of roads in Kitsap county.

H. B. 80—An act to authorize the adoption of children.

H. B. 82—An act to change the name of Claus Oeser to that of Frederick Oser.

H. J. M. 8—Praying congress for a bounty to the soldiers of the Indian war of 1855-56.

Was, under suspension of the rules, read three times and passed.

Ayes—9.

Nays—None.

H. J. M. 9—Praying congress for a railroad subsidy.

Was under suspension of rules read three times and passed.

H. J. M. 10—To the Hon. Senate and house of Representatives, etc.

Was read a third time and passed.

Ayes—9.

Nays—None.

H. B. 138—An act for the assessment and collection of taxes in the county of Kitsap, for the year 1878.

Was read twice and referred to committee on counties.

H. B. 61—An act to change the boundaries of Pacific, Wahkiakum, Lewis and Skamania counties.

Was read twice and referred to the committee on counties.

H. B. 117—An act to repeal an act entitled "An act concerning the collection of poll tax."

Was read twice and referred to committee on judiciary.

H. B. 81—An act for the relief of Yakima county.

Was read twice, and referred to the committee on ways and means.

H. B. 79—An act for the relief of William Billings.

Was read three times and referred to the committee on ways and means.

H. B. 134—An act to amend subdivision 26, chapter 5, section 32, of an act to incorporate the city of Vancouver.

Under a suspension of the rules, was read three times and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

On motion of Mr. Ringer, the Council adjourned until 9 o'clock, tomorrow morning.

ALLEN WEIR, *Chief Clerk.*

Approved, Nov. 8, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Olympia, Saturday, Nov. 8, 1879.

Council re-assembled as per adjournment.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Absent—none.

Prayer was offered by the Chaplain.

Journal of the previous day read and approved.

The following messages were received from the House:

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 8, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

C. B. 19—An act fixing the rate to be paid for public printing, and providing for the auditing of the accounts of public printer,

With amendments, as follows:

By substituting the names of Wm. Hughes and Beriah Brown, Sr., in place of L. G. Abbott and J. M. Murphy, in section 2, line 1, and section 4, line 1.

And ask the Council to concur.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 8, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. B. 105—An act to enable counties to borrow money to pay their indebtedness.

H. B. 104—An act to define the location of the county seat of Island county.

H. B. 109—An act to appropriate one-half of Territorial tax of Snohomish county, for the year 1880, for the purpose of building a Territorial road therein.

H. B. 106—An act authorizing the Puget Sound Iron Company to construct a wharf at the head of Port Townsend Bay.

H. B. 113—An act to change the lines between Walla Walla and Columbia counties.

H. B. 20—(Substitute) An act to amend an act in relation to compensation of certain officers of Columbia county. Approved Nov. 12, 1875.

H. B. 22—An act to dispose of certain persons held in custody.

H. B. 126—An act to legalize the action of the county commissioners of Thurston county in levying a special tax of two mills on the dollar, for the year 1879.

H. B. 124—An act to amend the charter of the city of Seattle.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 8, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the Speaker has signed.

C. B. 20—An act repealing the proviso of Section 1 of an act entitled "An act for the relief of the clerks and employes of the present legislative assembly," approved Nov. 9, 1877.

C. B. 36—An act to repeal an act, entitled "An act to extend and define the corporate limits of the city of Port Townsend."

And the same are herewith returned.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 8, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the Speaker has signed

H. J. M. 7—Asking the president to detail an officer of the army to act as a professor in the Territorial university.

H. J. R. 14—Relative to the death of the late Zachariah Chandler.

H. J. R. 15—Relative to the death of Major General Joseph Hooker.

H. B. 39—An act in relation to mortgages on certain kinds of property.

H. B. 69—An act conferring upon foreign corporations certain powers.

H. B. 90—An act regulating appeals from the decisions of county commissioners.

H. B. 112—An act to dispose of license money in Port Townsend.

The same are herewith transmitted for your signature.

WM. C. POTTER,
Chief Clerk.

The following reports of standing committees were received:

REPORT OF COMMITTEE ON ROADS AND HIGHWAYS.

MR. PRESIDENT:—Your committee on roads and highways to whom was referred

C. B. 44—An act to encourage the construction of railroads connecting the waters of Puget Sound by direct line across the Cascade range of mountains, with the navigable waters of the Columbia river.

Have had the same under consideration and report as follows: That we recommend that it do not pass.

J. B. LA DU,
Chairman.

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties to whom was referred

C. B. 45—An act legalizing the action of certain boards of county commissioners.

Have had the same under consideration and report as follows: That we recommend its passage.

JNO. McGLYNN,
Chairman.

REPORT OF COMMITTEE ON ROADS AND HIGHWAYS

MR. PRESIDENT: Your committee on roads and highways to whom was referred

H. B. 52—A bill in relation to county roads in Yakima county.

Have had the same under consideration and report as follows: That we report the same back without recommendation.

JAS. B. LA DU,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

H. B. 117—An act to repeal an act entitled "An act concerning the collection of poll tax."

Have had the same under consideration and report as follows: That we recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. PRESIDENT: Your committee on ways and means to whom was referred

H. B. 19—An act for the relief of William Billings, also,

H. B. 47—An act providing for the care and keeping of Maggie and Thomas Phillips, infant children of Mary Phillips, a Territorial convict.

Have had the same under consideration and report as follows: In favor of their pasage.

L. M. RINGER,
Chairman.

REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. PRESIDENT:—Your committee on ways and means to whom was referred

H. B. 59—An act to amend an act entitled "An act in relation to territorial auditor," approved Nov. 29, 1871.

Have had the same under consideration and report a substitute therefor, and recommend its adoption.

L. M. RINGER,
Chairman.

REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. PRESIDENT:—Your committee on ways and means to whom was referred

H. B. 127—An act exempting firemen and members of fire departments from certain duties and obligations.

Have had the same under consideration and report as follows: Without recommendation.

L. M. RINGER,
Chairman.

REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. PRESIDENT:—Your committee on ways and means, to whom was referred

C. B. 41—An act to amend an act entitled "An act in relation to notaries public." Approved Oct. 31, 1877.

Have had the same under consideration and report as folows: That we recommend its passage.

L. M. RINGER,
Chairman.

C. B. 45—An act legalizing the action of certain boards of County Commissioners.

Was read a third time.

Mr. Dudley moved that the bill be laid on the table, subject to call of the Council.

Motion lost.

C. B. 44—An act to encourage the construction of railroads connecting the tide waters of Puget Sound, by direct line, across the Cascade range of mountains, with the navigable waters of the Columbia River.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Ringer, Tullis and Mr. President—6.

Nays—Messrs. Dunbar, and La Du—2.

Absent—Mr. McGlynn—1.

H. B. 52—A bill in relation to county roads in Yakima county.

Was read a third time.

Mr. Dunbar moved that the bill be laid on the table.

Motion carried.

H. B. 117—An act to repeal an act entitled "An act concerning the collection of poll tax."

Was read a third time.

Mr. Dunbar moved that the bill lie on the table.

Motion carried.

H. B. 47—An act providing for the care and keeping of Maggie and Thomas Phillips, infant children of Mary Phillips, a territorial convict.

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Dudley, Dunbar, La Du, Ringer, Tullis and Mr. President—7.

Nay—Mr. Day—1.

Absent—McGlynn—1.

H. B. 79—An act for the relief of William Billings.

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, Ringer, Tullis and Mr. President—8.

Absent—Mr. McGlynn—1.

In lieu of

H. B. 59—The substitute proposed by the committee on ways and means, bearing same title, viz: "An act to amend an act entitled 'An act in relation to Territorial auditor' approved Nov. 29, 1871."

Was adopted, after the amendment offered by Mr. La Du,

to strike out from the substitute bill, the words "twelve hundred," and insert in lieu thereof, the words "one thousand," had failed to pass.

The substituted bill was then read three times and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—8.

Nay—Mr. La Du—1.

H. B. 127—An act exempting firemen and members of fire departments from certain duties and obligations.

Was then read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

C. B. 41—An act to amend an act entitled "An act in relation to Notaries Public." Approved Oct. 31, 1877.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, Ringer, and Mr. President—7.

Nays.—None.

Absent—Messrs. McGlynn, and Tullis—2.

The House having amended

C. B. 19—An act fixing the rate to be paid for public printing, and providing for the auditing of the accounts of public printer,

By striking out the names of L. G. Abbott and J. M. Murphy, wherever they occurred in said bill and inserting in lieu thereof the names of William Hughes and Beriah Brown, Sr.

The question "Shall the Council concur in the House amendment? Was put to the Council and the Council concurred.

H. B. 105—An act to enable counties to borrow money to pay their indebtedness.

Was read twice and referred to committee on judiciary.

H. B. 104—An act to confirm the location of the county seat of Island county.

Was read twice and referred to the committee on counties.

H. B. 106—An act authorizing the Puget Sound Iron Company to construct a wharf at the head of Port Townsend bay.

Was read twice, and referred to the committee on corporations.

H. B. 109—An act to appropriate one-half of Territorial tax of Snohomish county, for the year 1880, for the purpose of building a Territorial road therein.

Was read twice and referred to the committee on counties.

The president gave notice that he was about to sign.

H. B. 112—To dispose of licence money in Jefferson county.

H. B. 9—An act regulating appeals from the decisions of county commissioners.

H. B. 69—An act conferring upon foreign corporations certain powers.

H. B. 39—An act in relation to mortgages on certain kinds of property.

H. J. R. 14—Relative to the death of Zachariah Chandler.

H. J. R. 15—Relative to the death of Major General Joseph Hooker,

H. J. M. 7—Asking the president to detail an officer of the army to act as a professor in the territorial university.

H. B. 113—An act to change the line between Walla Walla and Columbia counties.

Was read twice and referred to committee on counties.

H. B. 124—An act to amend the charter of the city of Seattle.

Was read twice and referred to committee on corporations.

H. B. 126—An act to legalize the action of the commissioners of Thurston county in levying a special tax of two mills on the dollar, for the year 1879.

Which was read twice and referred to committee on counties.

At 12, M., on motion, the Council took a recess until 2 o'clock.

At 2 o'clock the Council reassembled.

Roll was called and all the members were found to be present.

Mr. President in the chair.

The following messages were received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 8, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed.

H. B. 96—An act relating to prosecuting attorneys, defining their duties, and fixing their compensation in Walla Walla, Columbia, Whitman, Yakima, Spokane and Stevens counties.

The same are herewith transmitted for your action.

WM. C. POTTER, *Chief Clerk.*

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 8, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the Speaker has signed

H. B. 134—An act to amend subdivision 26, section 32, chapter 5, of an act to incorporate the city of Vancouver.

The same is herewith transmitted for your signature.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 8, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has refused to pass

C. B. 17—An act to provide for the election of county commissioners and county assessor of Whatcom county, W. T.

The same is herewith returned.

Also that the House has refused to pass

H. B. 49—An act to repeal an act entitled "An act to create and confer jurisdiction upon the district court of Whatcom county. Approved, Nov. 9, 1877.

WM. C. POTTER,
Chief Clerk.

H. B. 20—An act to amend an act entitled "An act in relation to compensation of certain officers in Columbia county," approved Nov. 12, 1875.

Was read twice and referred to committee on counties.

H. B. 22—An act to dispose of certain persons held in custody.

Was read twice and referred to committee on judiciary,

Leave was granted Mr. La Du to introduce.

C. B. 48—An act creating a Territorial Board of Equalization and defining its duties.

Was read twice and referred to committee on judiciary.

The following reports from committees were made.

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties, to whom was referrred

H. B. 138—An act for the assessment and collection of taxes in the county of Kitsap, for the year 1878.

Have had the same under consideration and report as folows: That we recommend its passage.

JNO. McGLYNN,
Chairman.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT:—Your committee on enrolled bills to whom was referred

C. B. 12—An act to provide for the inspection and measurement of logs, and the formation of lumber districts, also,

C. B 4—An act for the protection of game and fish in the counties of Walla Walla and Columbia.

Have had the same under consideration, and report the same correctly enrolled.

L. M RINGER,
Chairman.

REPORT OF COMMITTEE ON ROADS AND HIGHWAYS.

MR. PRESIDENT:—Your committee on roads and highways to whom was referred

H. B. 102—An act to legalize and establish certain roads in the counties of Clallam and San Juan.

Have had the same under consideration and report as follows: That we recommend its passage.

J. B. DA DU,
Chairman.

REPORT OF COMMITTEE ON COMMERCE.

MR. PRESIDENT:—Your committee on commerce to whom was referred

C. B. 39—An act to amend an act entitled "An act to encourage the cultivation of oysters." Approved Nov. 6, 1877.

Have had the same under consideration, and report as follows: We recommend its passage.

J. B. LA DU,
Chairman.

REPORT OF COMMITTEE ON AGRICULTURE.

MR. PRESIDENT:—Your committee on agriculture to whom was referred

H. B. 92—To exempt from taxation certain timber lands.

Have had the same under consideration and report as follows: Your committee report without recommendation.

G. S. DUDLEY,
Chairman.

REPORT OF COMMITTEE ON ROADS AND HIGHWAYS.

MR. PRESIDENT:—Your committee on roads and highways to whom was referred

C. B. 46—An act regulating the fees of certain officers in Lewis county.

Have had the same under consideration and report as follows: That we recommend its pasage.

J. B. LA DU,
Chairman.

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties to whom was referred

H. B. 61—An act to change the boundaries of Pacific, Wahkiakum, Klickitat, Lewis and Skamania counties.

Have had the same under consideration and report as follows: Without recommendation.

JNO. McGLYNN,
Chairman.

H. B. 92—An act to exempt from taxation certain timber lands.

Was read a third time, and the Council refused to pass.

Aye—Mr. Day—1.

Nays—Messrs. Cline, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—8.

H. B. 39—An act to amend an act entitled "An act to encourage the cultivation of oysters." Approved Nov 6, 1877.

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. B. 102—An act to legalize and establish certain roads in the counties of Clallam and San Juan.

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

C. B. 46—An act regulating the pay of certain officers in Lewis county.

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. B. 61—An act to change the boundaries of Pacific, Wahkiakum, Lewis and Skamania counties.

Was read a third time, and the Council refused to pass.

Ayes—Messrs. Cline, Dudley, La Du and Ringer—4.

Nays—Messrs. Day, Dunbar, McGlynn, Tullis and Mr. President—5.

H. B. 138—An act for the assessment and collection of taxes in the county of Kitsap, for the year 1878.

Was read a third time, and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

Mr. McGlynn, by leave, introduced

C. B. 49—An act authorizing the county commissioners of Whatcom county to pay a bounty on the scalps of certain wild animals and fixing the rates therefor.

Which was read twice and referred to committee on judiciary.

The president gave notice that he was about to sign.

H. B. 134—An act to amend subdivision 26, section 32, chapter 5, of an act to incorporate the city of Vancouver.

C. B. 4—An act for the protection of game and fish in the counties of Walla Walla and Columbia, and

C. B. 12—An act to provide for the scaling and measurement of logs, and the formation of lumber districts.

On motion, the Council adjourned until 9 o'clock A. M., Monday, Nov. 10th.

ALLEN WEIR, *Chief Clerk.*

Approved, Nov. 10, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Olympia, Nov. 10, 1879.

Council re-assembled as per adjournment.

Mr. President in the chair.

Roll called.

Present—Messrs. Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—8.

Absent—Mr. Cline—1.

Prayer was offered by the Chaplain.

Journal of the previous day read and approved.

The following reports were made by standing committees:

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

H. B. 49—An act to authorize the county commissioners of Whatcom county to pay a bounty on the scalps of certain wild animals, and fixing the rates therefor.

Have had the same under consideration, and report as follows: That we recommend that it do not pass.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties, to whom was referrred

H. B. 109—An act to appropriate one-half of Territorial tax of Snohomish county, for the year 1880, for the purpose of building a Territorial road therein.

Have had the same under consideration and report as follows: We recommend its passage with the following amendment: In section 1, and line six, the words, "Which is hereby established and declared a public highway."

JNO. McGLYNN,
Chairman.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 10, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed.

H. B. 143—An act providing for the destruction of noxious weeds.

The same is herewith transmitted for your action.

And the House has refused to pass.

H. B. 111—An act to repeal the fence laws in Walla Walla, Columbia, Whitman, Spokan and Stevens counties,

WM. C. POTTER,
Chief Clerk.

H. B. 109—An act to appropriate one-half of Territorial tax of Snohomish county, for the year 1880, for the purpose of building a Territorial road therein.

The amendment recommended by the committee on counties, by which the words, "Which is hereby established and declared to be a public highway," were inserted in sixth line of section 1, was adopted.

The bill was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, Tullis and Mr. President—7.

Nays—Messrs. La Du and Ringer—2.

C. B. 49—An act authorizing the county commissioners of Whatcom county to pay a bounty on the scalps of certain wild animals, and fixing a rate therefor.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays.—None.

H. B. 52—A act in relation to county roads in Yakima county.

Was taken from the table and the Council refused to pass.

Aye—Mr. Day—1.

Nays—Messrs. Cline, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—8.

C. B. 45—An act legalizing the action of certain boards of county commissioners.

Was taken from the table and amended, and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. B. 96—An act relating to prosecuting attorneys, defining their duties, and fixing their compensation in Walla Walla, Columbia, Whitman, Yakima, Spokane and Stevens counties.

Was read twice and referred to committee on judiciary.

H. B. 143—An act providing for the destruction of noxious weeds.

Was read twice and referred to committee on agriculture.

The following reports were made by standing committees.

REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. PRESIDENT:—Your committee on ways and means to whom was referred

C. B. 42—An act to repeal an act entitled "An act to defray incidental expenses of the office of Territorial treasurer."

Have had the same under consideration and report as follows: They recommend that it do not pass.

L. M. RINGER,
Chairman.

REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. PRESIDENT:—Your committee on ways and means to whom was referred

H. B. 81—An act for the relief of Yakima county.

Have had the same under consideration and report as follows: In favor of its passage.

L. M. RINGER,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

H. B. 105—An act to enable counties to borrow money to pay their indebtedness.

Have had the same under consideration and report as follows:

That we recommend its passage with the following amendments, to wit: After the words, "Territory of Washington," in the third line of Section 1, insert the following: "That any

county in this Territory that shall become or shall have become," instead of the words, "That when any county in this Territory shall become indebted."

2d. That the proviso at the bottom of section 5, shall read as follows, to wit: "Provided that the provisions of this act shall only apply to the counties of Klickitat, Lewis, Yakima, Chehalis and Thurston."

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

H. B. 22—An act to dispose of certain persons held in custody.

Have had the same under consideration and report as follows: That we recommend its passage.

R. O. DUNBAR,
Chairman.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 10, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. B. 144—An act entitled "An act to provide for extra clerks."

The same is herewith transmitted for your action.

WM. C. POTTER, *Chief Clerk.*

Mr. Ringer, by leave introduced.

C. B. 50—An act for the relief of E. Serfling.

Which was read twice, and referred to the committee on ways and means.

Mr. Cook introduced.

C. B. 51—An act to amend an act to regulate the practice and proceedings in civil actions. Approved Nov. 8, 1877.

Mr. Day moved that the vote whereby the Council, on Nov. 8, 1879, refused to pass.

H. B. 61—An act to change the boundaries of Pacific, Wahkiakum, Lewis and Skamania counties.

Be reconsidered.

Motion carried.

H. B. 144—An act to provide for extra clerks.

Was, under suspension of the rules, read three times and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. B. 52—An act to fix the number of members of the legislative assembly and to apportion the same.

Was read twice and referred to committee on apportionment.

H. B. 22—An act to dispose of certain persons held in custody.

Was read a third time and passed, and the title was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—none.

The amendments recommended by the committee on judiciary to.

H. B. 105—An act to enable counties to borrow money to pay their indebtedness.

Were both adopted, and the bill was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dunbar, La Du, Ringer, Tullis and Mr. President—7.

Nays—Messrs Dudley and McGlynn—2.

C. B. 42—An act to repeal an act entitled "An act to defray the incidental expenses of the office of territorial treasurer.

Was read a third time and Council refused to pass.

Ayes—none.

Nays—Messrs. Cline, Day, Dudley, Dunbar, La Du, Ringer, Tullis and Mr. President—8.

Absent—McGlynn—1.

H. B. 81—An act for the relief of Yakima county.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, Ringer, Tullis and Mr. President—8.

Absent—Mr. McGlynn—1.

Nays—None.

The committee on enrolled bills reported as follows:

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT:—Your committee on enrolled bills, to whom was referred

C. B. 19.

Have had the same under consideration and report as follows: We find the same correctly enrolled.

L. M. RINGER,
Chairman.

The President gave notice that he was about to sign,

C. B. 19—An act fixing the rate to be paid for public

printing and providing for the auditing of the accounts of public printer.

At 11 o'clock, on motion, the Council took a recess until 2:30 o'clock in the afternoon.

At 2:30 o'clock the Council re-assembled.

Mr. President in the chair.

Roll called.

Present—Messrs. Day, Dunbar, La Du, McGlynn, Tullis and Mr. President—6.

Absent—Messrs. Cline, Dudley, and Ringer—3.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 10, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the speaker has signed.

C. B. 4—An act to provide for the protection of game and fish in the counties of Walla Walla and Columbia, and

C. B. 12—An act to provide for the scaling and measurement of logs and the formation of lumber districts.

The same is herewith returned.

WM. C. POTTER,
Chief Clerk.

H. B. 61—An act to change the boundaries of Pacific, Wahkiakum, Lewis and Skamania counties.

Was taken from the table.

Mr. Dunbar moved that Messrs. Foster and Baker, of the House, be invited within the Bar to furnish such information as they possessed concerning the cause or need of the passage of the bill.

Messrs. Foster and Baker came within the bar and gave their views concerning the bill.

H. B. 61—Was then passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, La Du and Ringer—5.

Nays—Messrs. Dunbar, McGlynn, Tullis and Mr. President—4.

The following messages was received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 10, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has concurred in Council amendments to

H. B. 14—An act to appropriate money for the university of Washington.

And that the House has passed Council substitute and amended the same by striking out all after the word "hereby," in section 1, and substituting the word "repealed," and in lieu thereof, the section shall read as follows: According to amendment attached.

The same are herewith transmitted for your concurrence.

Also that the House has passed.

H. B. 107—An act to amend section 17, of "An act relating to county auditors." Approved Nov. 29, 1869.

C. J. M. 8—Memorial praying for the establishment of a land office at Yakima city.

C. J. M. 9—Relative to military telegraph line.

The same are herewith returned.

Also that the House has passed

H. J. M. 11—Asking aid, by land grant, to the Seattle and Walla Walla Railroad and Transportation company.

H. J. M. 12—Memorial praying congress to reduce the tariff on foreign imports, and

H. B. 145—An act entitled, "An act to ascertain the wishes of the people in certain counties in regard to the fence law."

The same are herewith transmitted for your action.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, November 10, 1879

MR. PRESIDENT:—I am instructed by the House to inform the Council that the Speaker has signed.

H. B. 19—An act fixing the rate to be paid for public printing and providing for the auditing of the accounts of public printer.

And the same is herewith returned.

Also that the speaker has signed.

H. B. 144—An act to provide for extra clerks.

And the same is herewith transmitted for your signature.

WM. C. POTTER,
Chief Clerk.

The following message was received from the Governor:

TERRITORY OF WASHINGTON, EXECUTIVE DEPARTMENT,
Olympia, Nov. 10, 1879.

TO THE HON. COUNCIL:

GENTLEMEN, I have the honor to inform you that I have this day approved the following:

An act repealing the proviso of section one of an act en-

titled "An act for the relief of the clerks and employes of the present legislative assembly." Approved Nov. 9, 1877.

I have the honor to be, very respectfully,

E. P. FERRY,
Governor.

The President then gave notice that he was about to sign.

H. B. 144—An act to provide for extra clerks.

Council substitute to

H. B. 107—An act to amend Sec. 17, of an act entitled "An act relating to county auditors." Approved Nov. 29, 1869.

Being returned from the House with an amendment, the Council concurred in the House amendment.

H. B. 145—An act to ascertain the wishes of the people in certain counties in regard to the fence law.

Was read twice and referred to the committee on agriculture.

H. J. M. 11—Praying congress for a grant of land to be given to the Seattle and Walla Walla Railroad and Transportation company.

Was read a third time and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. J. M. 12—Memorial praying congress to reduce the duty on foreign imports.

Was, under suspension of the rules, read a third time and passed.

Ayes—Messrs. Cline, Day, Dudley, McGlynn, Ringer and Mr. President—6.

Nays—Messrs. Dunbar, La Du, and Tullis—3.

The following reports were made by standing committees.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

C. B. 51—An act to amend an act to regulate the practice and proceedings in civil actions. Approved Nov. 8, 1877.

Have had the same under consideration and report as follows: That we recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON AGRICULTURE.

MR. PRESIDENT:—Your committee on agriculture to whom was referred

H. B. 143—An act providing for the destruction of noxious weeds.

Have had the same under consideration and report as follows: That your committee report without recommendation.

G. S. DUDLEY,
Chairman.

REPORT OF COMMITTEE ON CORPORATIONS.

MR. PRESIDENT:—Your committee on corporations to whom was referred

H. B. 124—An act to amend the charter of the city of Seattle.

Have had the same under consideration and report as follows: We recommend its passage.

JNO. McGLYNN,
Chairman.

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties to whom was referred

H. B. 20—An act to amend an act entitled "An act in relation to compensation of certain officers in Columbia county," approved Nov. 12, 1875.

Have had the same under consideration, and report as follows: As far as we can understand the financial condition of Columbia county, we recommend the passage of the bill.

JNO. McGLYNN,
Chairman.

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties to whom was referred

H. B. 126—An act to legalize the action of the commissioners of Thurston county in levying a special tax of two mills on the dollar, for the year 1879.

Have had the same under consideration and report as follows: That we recommend its passage.

JNO. McGLYNN,
Chairman.

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties to whom was referred

H. B. 93—An act to authorize the county commissioners of Clallam county to levy a special tax for certain purposes.

Have had the same under consideration and report as follows: We recommend its passage.

JOHN McGLYNN,
Chairman.

C. B. 51—An act to amend an act to regulate the practice and proceedings in civil actions. Approved Nov. 8, 1877.

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Tullis and Mr. President—8.

Nays—None.

Absent Mr. Ringer—1.

H. B. 93—An act to authorize the county commissioners of Clallam county to levy a special tax for certain purposes.

Was read a third time, and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. B. 126—An act to legalize the action of the commissioners of Thurston county in levying a special tax of two mills on the dollar, for the year 1879.

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dunbar, La Du, Ringer, Tullis and Mr. President—7.

Nays—None.

Absent Mr. McGlynn—1.

Excused Mr. Dudley—1.

H. B. 20.—An act to amend an act, entitled, "An act in relation to compensation of certain officers of the county of Columbia. Approved Nov 12, 1875."

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. B. 143—An act providing for the destruction of noxious weeds.

Was read a third time and the Council refused to pass the same.

Ayes—Messrs. Cline, Day, Dunbar and Mr. President—4.

Nays—Messrs Dudley, La Du, McGlynn, Ringer and Tullis—5.

On motion, at 4:15 o'clock the Council adjourned until 9:30 o'clock tomorrow morning.

ALLEN WEIR, *Chief Clerk.*

Approved Nov. 11, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Olympia, Tuesday, Nov. 11, 1879.

Council re-assembled as per adjournment.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, Ringer, Tullis and Mr. President—8.

Absent—Mr. McGlynn—1.

Prayer was offered by the Chaplain.

Journal of the previous day read and approved.

The following messages were received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 10, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has introduced.

H. B. 146—An act for the relief of the Oregon Steam Navigation Company and others.

H. B. 147—An act supplemental to, and amendatory of an act entitled "An act to establish courts in the 1st and 2d judicial districts, and to fix the times and places for holding the same. Approved Nov. 6, 1879.

H. B. 148—An act to provide for the location of a Territorial road from Quillehute to the Straits of Juan De Fuca.

H. B. 149—An act to amend an act, entitled, "An act in relation to licenses." Approved Nov. 13, 1875.

H. B. 150—An act to regulate the collection and disbursement of road and road poll tax in Pierce county.

H. B. 151—An act to amend an act entitled "An act to provide for the election of county commissioners and defining their duties."

H. B. 153—An act to amend an act entitled "An act offering a bounty for killing wild animals, passed Jan. 17, 1863."

H. B. 154—An act for the encouragement and support of mining and manufacturing.

H. B. 155. An act to amend an act entitled "An act declaring Black river navigable and a public highway." Approved Nov. 14, 1873.

Also, that the House has passed

H. B. 118—An act to legalize and establish certain roads.

The same are herewith transmitted for your action.

And the House has refused to pass.

H. B. 86—An act regulating the taxation of certain railroad corporations.

Also that the House has passed.

H. B. 110—An act relating to the property rights of husband and wife.

H. B. 152—An act for the relief of Frank Sidell.

H. B. 153—An act to prevent hogs from running at large in township 18 north, of range 1 east, of the Willamette meridian, in Thurston county, W. T.

Also, that the House has refused to pass

H. B. 156—An act creating the office of emigrant agent, defining his duties and providing for his salary.

Also, that the House has passed

H. J. M. 13—Memorial to congress praying that suitable laws be made by congress to cause to be made a thorough survey and scientific examination of the Territory of Washington.

H. B. 85—An act in relation to the location of the county seat of Pierce county, Territory of Washington.

H. B. 18—An act to prevent gambling, also

C. B. 30—An act for the relief of B. S. Miller.

The same is herewith returned.

And the House has passed

H. B. 119—An act to provide a system of revenue to be paid by certain foreign corporations, and the manner of collecting the same.

H. B. 62—An act to amend an act entitled "An act defining the jurisdiction and practice in the Probate courts of Washington Territory." Approved Nov. 11, 1873.

Substitute for

H. B. 99—An act to amend an act entitled "An act relating to crimes and punishments and proceedings in criminal cases." Approved, Nov. 10, 1873.

The same are herewith transmitted for your action.

And the House has concurred in Council amendments to

H. B. 109—An act to appropriate one-half of Territorial tax of Snohomish county, for the year 1880, for the purpose of building a Territorial road therein.

Also that the House has passed

H. B. 137—An act to fix the number of the legislative assembly, and to apportion the same,

The same is herewith transmitted for your action.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 11, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the speaker has signed the following entitled bills,

H. B. 22—An act to dispose of certain persons held in custody.

H. B. 81—An act for the relief of Yakima county.

H. B. 79—An act for the relief of William Billings.

H. B. 75—An act to amend an act entitled "An act relative to crimes and punishments, and proceedings in criminal cases." Approved Nov 10, 1873.

H. B. 127—An act exempting firemen and members of fire departments from certain duties and obligations.

H. B. 121—An act prohibiting the owners of hogs and sheep from permitting the same to run at large in Pacific county.

H. B. 47—An act providing for the care and keeping of Maggie and Thomas Phillips, infant children of Mary Phillips, a territorial convict.

H. B. 109—An act to appropriate one-half of Territorial tax of Snohomish county, for the year 1880, for the purpose of building a Territorial road therein.

H. B. 102—An act to legalize and establish certain roads in the counties of Clallam and San Juan.

H. B. 138—An act for the assessment and collection of taxes in the county of Kitsap, for the year 1878, also

H. J. M. 8—Praying congress for a bounty to the soldiers of the Indian war of 1855-56.

H. J. M. 9—Praying Congress for a railroad subsidy, and

H. J. M. 10—Praying Congress for an increase of members of the legislative assembly of the Territory of Washington.

The same are herewith transmitted for your signature.

WM. C. POTTER,
Chief Clerk.

The President gave notice that he was about to sign the following entitled bills.

H. B. 22—An act to dispose of certain persons held in custody.

H. B. 81—An act for the relief of Yakima county.

H. B. 79—An act for the relief of William Billings.

H. B. 75—An act to amend an act entitled "An act relative to crimes and punishments and proceedings in criminal cases." Approved Nov. 10, 1873.

H. B. 127—An act exempting firemen and members of fire departments from certain duties and obligations.

H. B. 121—An act prohibiting the owners of hogs and sheep from permitting the same to run at large in Pacific county.

H. B. 47—An act providing for the care and keeping of Maggie and Thomas Phillips, infant children of Mary Phillips, a territorial convict.

H. B. 109—An act to appropriate one-half of the terri-

torial tax in Snohomish county, for the year 1880, for the purpose of building a territorial road therein.

H. B. 102—An act to legalize and establish certain roads in the counties of Clallam and San Juan.

H. B. 138—An act for the assessment and collection of taxes in the county of Kitsap, for the year 1878.

H. J. M. 8—Praying congress for a bounty to the soldiers of the Indian war of 1855-56.

H. J. M. 9—Praying congress for a railroad subsidy.

H. J. M. 10—Praying congress for an increase of members of the legislative assembly of the Territory of Washington.

The following reports were made by standing committees:

REPORT OF SPECIAL COMMITTEE ON ROADS, ETC.

MR. SPEAKER:—Your special committee on the part of the Council and a part of the joint committee on the part of both houses, to whom was referred the codifying of the present road laws.

Have had the same under consideration and they recommend that it do not pass.

G. S. DUDLEY, *Chm. Council Com.*
D. C. GUERNSEY, *Chm. House Com.*

REPORT OF COMMITTEE ON CORPORATIONS.

MR. PRESIDENT:—Your committee on corporations, to whom was referred

H. B. 106—An act authorizing the Puget Sound Iron Company to construct a wharf at the head of Port Townsend Bay.

Have had the same under consideration and report as follows: We recommend its passage.

JNO. McGLYNN,
Chairman.

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties, to whom was referrred

H. B. 104—An act to confirm the location of the county seat of Island county.

Have had the same under consideration and report as follows: We recommend its passage.

JNO. McGLYNN,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

H. B. 96—An act relating to prosecuting attorneys, defin-

ing their duties, and fixing their compensation in Walla Walla, Columbia, Whitman, Spokan and Stevens counties.

Have had the same under consideration and report as follows: That we recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties to whom was referred

H. B. 113—An act to change the lines between Walla Walla and Columbia counties.

Have had the same under consideration and report as follows: We recommend its passage:

JNO. McGLYNN,
Chairman.

REPORT OF COMMITTEE ON AGRICULTURE.

MR. PRESIDENT:—Your committee on agriculture, to whom was referred

H. B. 145—An act entitled "An act to ascertain the wishes of the people in certain counties in regard to the fence law."

Have had the same under consideration and report as follows: That your committee recommend its passage.

G. S. DUDLEY,
Chairman.

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT:—Your committee on enrolled bills, to whom was referred

C. J. M. 9—Relative to military telegraph line.

Have had the same under consideration, and report the same correctly enrolled.

L. M RINGER,
Chairman.

H. B. 145—An act to ascertain the wishes of the people in certain counties in regard to the fence law.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—8.

Nay—Mr. La Du—1.

H. B. 113—An act to change the line between Walla Walla and Columbia counties.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Tullis and Mr. President—8.

Nay—Mr. Ringer—1.

H. B. 96—An act in relation to prosecuting attorneys, defining their duties, and fixing their compensation in Walla Walla, Columbia, Whitman, Yakima, Spokan and Stevens counties.

Was read three times and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. B. 104—An act to confirm the location of the county seat of Island county.

Was read a third time, and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, LaDu, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. B. 106—An act authorizing the Puget Sound Iron Company to construct a wharf at the head of Port Townsend Bay.

Was read a third time and passed, and the title was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays.—None.

H. B. 76—An act to authorize the Commissioners of Jefferson county to borrow money for road purposes.

Was taken from the table, read a third time, and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. B. 85—An act in relation to the re-location of the county seat of Pierce county, Territory of Washington.

Which was read twice and referred to committee on counties.

H. B. 110—An act relating to and defining the property rights of husband and wife.

Was read twice and referred to committee on judiciary.

H. B. 62—An act to amend an act entitled "An act defining the jurisdiction and practice in the Probate courts of Washington Territory." Approved Nov. 11, 1873.

Was read twice and referred to the committee on judiciary.

H. B. 118—An act to legalize and establish certain roads.

Was read twice and referred to committee on roads and highways.

H. B. 18—An act to punish gambling,

Was read twice and referred to the committee on judiciary.

H. B. 119—An act to provide a system of revenue to be

paid by certain foreign corporations, and the manner of collecting the same.

Was read twice and referred to committee on corporations.

H. B. 99—An act to amend an act entitled "An act relating to crimes and punishments and proceedings in criminal cases." Approved, Nov. 10, 1873.

Was read twice and referred to committee on judiciary.

H. B. 137—An act to fix the number of the members of the legislative assembly, and to apportion the same.

Was read twice and referred to the special committee on apportionment.

H. J. M. 13—Memorial to congress praying that suitable laws be made by congress to cause to be made a thorough survey and scientific examination of the Territory of Washington.

Was, under suspension of the rules, read a third time and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Tullis and Mr. President—8.

Nays—None.

Absent Mr. Ringer—1.

Mr. La Du moved a reconsideration of

C. B. 45—An act legalizing the action of certain county commissioners.

Motion carried and the clerk was instructed to request the House to return the bill.

The committee on enrolled bills reported as follows:

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT:—Your committee on enrolled bills, to whom was referred

C. B. 30—An act for the relief of B. S. Miller, and

C. J. M. 8.—Praying congress for the establishment of a land office at Yakima city.

Beg leave to report the same correctly enrolled.

L. M. RINGER,
Chairman.

The President then gave notice that he was about to sign.

C. J. M. 9—Relative to military telegraph line.

C. B. 30—An act for the relief of B. S. Miller.

The House having returned

C. B. 45—An act legalizing the action of certain boards of county commissioners.

It was taken from the table and put upon its passage, pending which Mr. H. G. Struve was invited within the bar of the Council to express his views upon the bill.

At 12 o'clock the Council took a recess until 2 o'clock in the afternoon

At 2 o'clock the Council re-assembled.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, Ringer, Tullis and Mr. President—8.

Absent—Mr. McGlynn—1.

Question being upon the passage of

C. B. 45—An act to legalize the actions of certain county commissioners.

The roll was called and the bill passed and the title of the same was approved.

Ayes—Messrs. Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—7.

Nays—Messrs. Cline and La Du—2.

The following report was made from the committee on judiciary.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

H. B. 18—An act to prevent gambling.

Have had the same under consideration and report as follows: That we recommend its passage.

R. O. DUNBAR,
Chairman.

Mr. Tullis moved that the three hundred (300) copies of the Territorial auditor's report, and the three hundred (300) copies of the Territorial treasurer's report printed and delivered to the legislative assembly this year, be accepted as the order of the Council.

Motion carried.

H. B. 18—An act to punish gambling.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Dudley, Dunbar, McGlynn, Ringer and Mr. President—5.

Nays—Messrs. Cline, Day, La Du, and Tullis—4.

The following messages were received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 11, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the speaker has signed

C. B. 30—An act for the relief of B. S. Miller, and

C. J. M. 9—Relative to military telegraph line.

The same are herewith transmitted for your signature.

WM. C. POTTER,
Chief Clerk.

At 2:45 o'clock, on motion, the Council took a recess until 3:15 o'clock.

At 5:15 o'clock the Council re-assembled.

Mr. President in the chair.

On motion of Mr. Dunbar, the Council voted to adjourn until 9 o'clock tomorrow morning.

ALLEN WEIR, *Chief Clerk.*

Approved Nov. 12, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Olympia, Wednesday, Nov. 12, 1879.

Council re-assembled as per adjournment at 9:30 o'clock.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Absent—none.

The journal of previous day was read, and approved.

The following reports were received from standing committees:

REPORT OF SPECIAL COMMITTEE ON APPORTIONMENT.

MR. PRESIDENT:—Your special committee on apportionment to whom was referred

H. B. 137—An act to fix the number of members of the legislative assembly, and to apportion the same.

Have had the same under consideration and report as follows: That your committee report without recommendation.

G. S. DUDLEY,
Chairman.

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties, to whom was referrred

H. B. 85—An act in relation to the re-location of the county seat of Pierce county, Washington Territory.

Have had the same under consideration and report as follows: That we recommend its passage, with an amendment.

JNO. McGLYNN,
Chairman.

REPORT OF COMMITTEE ON CORPORATIONS.

MR. PRESIDENT:—Your committee on corporations to whom was referred

H. B. 119—An act to provide a system of revenue to be paid by certain foreign corporations and the manner of collecting the same.

Have had the same under consideration and report as follows: Without recommendation.

JNO. McGLYNN,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

C. B. 48—An act creating a Territorial Board of Equalization and defining its duties.

Have had the same under consideration and report as follows: That we recommend its passage.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. PRESIDENT:—Your committee on ways and means to whom was referred

C. B. 50—An act for the relief of E. Serfling.

Have considered the same and report same back with amendment by striking out $18 and inserting $14 instead.

L. M. RINGER,
Chairman.

The amendment to

C. B. 50—An act for the relief of E. Serfling.

Whereby the word "fourteen" was substituted in said bill instead of the word "eighteen" wherever that word occurred as recommended by the committee on ways and means, was on motion, adopted and the bill was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, Ringer, Tullis and Mr. President—8.

Nays—none.

Excused—1.

The following messages were received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 12, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has introduced

H. B. 158—An act to appropriate money to pay for indexing the laws.

H. B. 159—An act providing for the payment of expenses incurred by the prison commissioners in examining the territorial penitentiary, also.

H. J. M. 14—Praying Congress for aid to remove obstructions from numerous rivers emptying into Puget Sound.

The same are herewith transmitted for your action.

Also, that the House has passed

C. B. 24—An act to provide for the codification of the laws of Washington Territory."

C. B. 41—An act to amend an act entitled "An act in relation to Notaries Public." Approved Oct. 3, 1877.

Also that the House has refused to pass.

C. B. 35—An act to amend an act entitled "An act to regulate the practice and proceedings in civil cases." Approved Nov. 13, 1873,

The same are herewith returned.

And the House has passed

H. B. 23—An act to amend an act entitled "An act to regulate the practice and proceedings in civil actions." Approved Nov. 8, 1876.

H. B. 3—An act to amend section 460, chapter 41, of an act entitled "An act to regulate the practice and proceedings in civil actions". Approved Nov. 8, 1877.

Substitute for

H. B. 95—An act to amend an act entitled "An act to incorporate the town of Olympia," approved Nov. 9, 1877.

H. B. 161—An act to authorize the purchase of books for the Territorial auditor and Territorial treasurer.

H. B. 150—An act to regulate the collection and disbursement of road and road poll tax in Pierce county, W. T.

H. B. 5—An act to regulate actions and proceedings to recover or affecting real estate, and

H. B. 147—An act supplemental to, and amendatory of an act entitled "An act to establish district courts in the 1st and 2d judicial districts, and to fix the times and places for holding the same." Approved Nov. 6, 1879.

The same are herewith transmitted for your action.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, November 12, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the Speaker has signed the following substitute for:

H. B. 20—(Substitute) An act to amend an act in relation to compensation of certain officers of Columbia county. Approved Nov. 12, 1875.

H. B. 93—An act to authorize the county commissioners of Clallam county to levy a special tax for certain purposes.

H. B. 106—An act authorizing the Puget Sound Iron Company to construct a wharf at the head of Port Townsend Bay.

H. B. 61—An act to change the boundaries of Pacific, Wahkiakum, Lewis and Skamania counties.

H. B. 124—An act to amend the charter of the city of Seattle.

H. B. 76—An act to authorize the commissioners of Jefferson county to borrow money for road purposes

H. B. 104—An act to confirm the location of the county seat of Island county.

H. J. M. 13—Memorial to congress praying that suitable laws be made by congress to cause to be made a thorough survey and scientific examination of the Territory of Washington.

H. B. 107—An act to amend Sec. 17, of an act entitled "An act relating to county auditors." Approved Nov. 29, 1869.

Substitute for

H. B. 113—An act to change the line between Walla Walla and Columbia counties.

H. J. M. 12—Memorial praying congress to reduce the tariff on foreign imports.

H. J. M. 11—Praying congress for a grant of land to be given to the Seattle and Walla Walla Railroad and Transportation company.

H. B. 145—An act entitled "An act to ascertain the wishes of the people in certain counties in regard to the fence law."

H. B. 126—An act to legalize the action of the commissioners of Thurston county in levying a special tax of two mills on the dollar, for the year 1879.

And the same are herewith transmitted for your signature.

WM. C. POTTER, *Chief Clerk.*

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 11, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed.

H. B. 125—An act to provide for the assessing and collecting of county and territorial revenue.

And the same is herewith transmitted for your action.

Also that the speaker has signed.

C. J. M. 8—Praying Congress for the establishment of a Land Office at Yakima city.

The same is herewith returned.

Also that the House has passed

H. B. 96—An act relating to prosecuting attorneys, defining their duties, and fixing their compensation in Walla Walla, Columbia, Whitman, Yakima, Spokan and Stevens counties.

The same is herewith transmitted for your signature.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 12, 1879.

MR. PRESIDENT:—I am instructed by the House to return

H. B. 105—An act to enable counties to borrow money to pay their indebtedness.

So that the amendments made by the Council may be properly attached.

Also that the House has introduced and passed

H. B. 162—An act to establish district courts in the third judicial district, and fixing the times and places for holding the same, and

H. B. 163—An act providing for the removal of the records of the district court from Fort Colville to Spokan Falls.

And the same is herewith transmitted for your consideration.

Also, that the House has passed

H. B. 160—An act to make the offices of county treasurer, county sheriff and county auditor for the county of King, salaried officers.

And the same is submitted for your action.

Also that the House passed

H. B. 164—An act in relation to roads, ferries, bridges and travel on public highways.

The same are herewith transmitted for your action.

WM. C. POTTER,
Chief Clerk.

H. B. 137—An act to fix the number of members of the legislative assembly and to apportion the same.

Being on the second reading, Mr. Ringer moved the adoption of the following: Amend section 2, by striking out two lines, commencing with sixth line, before section 3, and insert the following: "The 1st district shall elect two members to the House of Representatives, and the 2d district shall elect three members to the House of Representatives." And further amend by adding to section 2, the following: "The counties of Walla Walla and Whitman shall constitute the 18th district and shall elect one member to the House of Representatives."

The amendment was adopted.

Ayes—Messrs. Cline, Dunbar, La Du, Ringer, Tullis and Mr. President—6.

Nays—Messrs. Day, Dudley, and McGlynn—3.

Mr. La Du moved to lay H. B. 137 on the table.

Motion lost.

Mr. La Du moved to amend as follows:

In line 25 substitute the following: "The counties of Cowlitz and Wahkiakum shall constitute the 9th district, and shall elect one member of the House of Representatives."

Next, After line 33, insert the following: "The counties of Pacific and Lewis shall constitute the 19th district and shall elect one member to the House of Representatives."

Motion lost.

Ayes—Messrs. Cline, and La Du—2.

Nays—Messrs. Day, Dudley, Dunbar, McGlynn, Tullis and Mr. President—6.

Excused Mr. Ringer—1.

Mr. Cline then moved to amend by striking out, "Kitsap" in 13th line of said bill and inserting "San Juan" and in 15th line strike out "San Juan" and insert "Kitsap."

Motion lost.

Ayes—Messrs. Cline, La Du, Ringer, and Tullis—4.

Nays—Messrs. Day, Dudley, Dunbar, McGlynn and Mr. President—5.

The question now being upon the final passage of

H. B. 137—An act to fix the number of the members of the legislative assembly, and to apportion the same.

The bill was passed and the title of the same was approved.

Ayes—Messrs. Dudley, Dunbar, McGlynn, Ringer, and Mr. President—5.

Nays—Messrs. Cline, Day, La Du and Tullis—4.

H. B. 119—An act to provide a system of revenue to be paid by certain foreign corporations and the manner of collecting the same.

Was read a third time, and passed and the title of the same was approved.

Ayes—Messrs. Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—7.

Nays—Messrs Cline and La Du—2.

H. B. 85—An act in relation to the re-location of the county seat of Pierce county, Territory of Washington.

The committee recommended the following amendment, viz: "Provided, that no person shall vote upon this subject, but a legal voter who shall have the further qualification of a tax-payer of said Pierce county."

And the amendment was adopted, and the bill, as amended, was read a third time and passed, and the title was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, Lu Du, McGlynn, Tullis and Mr. President—8.

Nays—None.

Absent Mr. Ringer—1.

C. B. 48—An act creating a Territorial Board of Equalization and defining its duties.

Was read three times and passed and the title of the same was approved.

Ayes—Messrs. Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—8.

Nay—Mr. Cline—1.

The president gave notice that he was about to sign

H. B. 104—An act to confirm the location of the county seat of Island county.

H. B. 107—An act to amend Sec. 17, of an act entitled "An act relating to county auditors." Approved Nov. 29, 1869.

H. B. 93—An act to authorize the county commissioners of Clallam county to levy a special tax for certain purposes.

H. B. 106—An act authorizing the Puget Sound Iron Company to construct a wharf at the head of Port Townsend Bay.

H. B. 145—An act entitled "An act to ascertain the wishes of the people in certain counties in regard to the fence law."

H. B. 113—An act to change the line between Walla Walla and Columbia counties.

H. B. 76—An act to authorize the commissioners of Jefferson county to borrow money.

H. B. 20—An act to amend an act entitled "An act in relation to compensation of certain officers of Columbia county." Appoved Nov. 12, 1875.

H. B. 61—An act to change the boundaries of Pacific, Wahkiakum, Lewis and Skamania counties.

H. B. 124—An act to amend the charter of the city of Seattle.

H. B. 96—An act in relation to prosecuting attorneys, defining their duties, and fixing their compensation in Walla Walla, Columbia, Whitman, Yakima, Spokan and Stevens counties.

C. J. M. 8.—Praying congress for the establishment of a land office at Yakima city.

H. J. M. 11—Praying congress for a grant of land to be given to the Seattle and Walla Walla Railroad and Transportation company.

H. J. M. 12—Memorial praying congress to reduce the tariff on foreign imports.

H. J. M. 13—Memorial to congress praying that suitable laws be made by congress to cause to be made a thorough survey and scientific examination of the Territory of Washington.

The following message was received from the Governor:

TERRITORY OF WASHINGTON, EXECUTIVE DEPARTMENT,
Olympia, W. T.

To THE HON. COUNCIL of W. T.:

GENTLEMEN. I have the honor to inform you that I have approved the following on the 11th inst.

An act for the protection of game and fish in the counties of Walla Walla and Columbia.

An act to provide for the scaling and measurement of logs and the formation of lumber districts.

An act fixing the rate to be paid for public printing and providing for the auditing of the accounts of public printer.

An act for the relief of B. S. Miller.

I have the honor to be, very respectfully,

E. P. FERRY,
Governor.

Mr. Dunbar moved that

H. B. 117—An act to repeal an act entitled "An act concerning the collection of poll tax."

Be taken from the table.

Motion carried and the bill was put on its passage.

The Council refused to pass.

Aye—Mr. Day—1.

Nays—Messrs. Cline, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—8.

H. B. 125—An act to provide for the assessing and collecting of county and territorial revenue.

Was read twice and referred to the committee on ways and means.

H. B. 162—An act to establish district courts in the third judicial district, and fixing the times and places for holding the same.

Was, under suspension of the rules, read three times and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays.—None.

H. B. 158—An act to appropriate money to pay for indexing the laws.

Was read twice and referred to the committee on ways and means.

H. B. 147—An act supplemental to and amendatory of an act entitled "An act to establish district courts in the 1st and 2d judicial districts, and to fix the times and places for holding the same." Approved Nov. 5, 1877.

Was, under suspension of the rules, read a third time and passed.

Ayes—Messrs. Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—8.

Nays—none.

Absent Mr. Cline—1.

H. B. 23—An act to amend an act entitled "An act to regulate the practice and proceedings in civil actions."

Was read twice and referred to committee on judiciary.

H. B. 164—An act in relation to roads, ferries, bridges and travel on public highways.

Was read twice and referred to the committee on roads and highways.

H. B. 95—An act to amend an act entitled "An act to incorporate the town of Olympia," approved Nov. 9, 1877.

Was read twice and referred to the committee on corporations.

H. B. 161—An act to authorize the purchase of books for the Territorial auditor and Territorial treasurer.

Was read twice and referred to committee on ways and means.

H. B. 5—An act to regulate actions and proceedings to recover or affecting real estate.

Was read twice and referred to committee on judiciary.

At 10 minutes before 12 o'clock the Council, on motion of Mr. Dudley, took a recess until 1:30 o'clock in the afternoon.

At 1:30 o'clock the Council re-assembled.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Absent—none.

Mr. President invited Mr. Ringer to take the chair.

Mr. Crook moved that

H. B. 85—An act in relation to the re-location of the county seat of Pierce county, Washington Territory.

Be reconsidered.

Motion carried.

Mr. Cook moved that the vote whereby

H. B. 85, went to a third reading, be reconsidered.

Motion carried.

Mr. Cook moved that the vote whereby the amendment to H. B. 85, was adopted be reconsidered.

Motion carried.

Question now being upon the adoption of the amendment.

The Council refused to adopt.

Mr. Cook then offered the following amendment to H. B. 85: Between lines 14 and 15 of Sec 2, "provided that no person shall vote on this subject matter unless he is otherwise a le-

gal voter, in said county, and a property holder and tax payer therein," and, be it further provided, that the ballots on this subject shall be deposited in a separate list of voters on this subject shall be kept by the judges, inspectors and clerks of election and if they are satisfied by the oath of the person offering to vote, that he is a legal voter on this subject they shall receive such vote, otherwise they shall reject the same.

And moved its adoption.

Motion carried.

The question now being upon the passage of the bill as amended.

H. B. 85, passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. B. 150—An act to regulate the collection and disbursement of road and road poll tax in Pierce county, W. T.

Was read twice and referred to the committee on roads and highways.

H. B. 163—An act providing for the removal of the records of the district court from Fort Colville to Spokan Falls.

Was, under a suspension of the rules, read a third time and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. J. M. 14—Praying Congress for aid to remove obstructions from numerous rivers emptying into Puget Sound.

Was, under suspension of the rules, read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—none.

Mr. Tullis, by leave, introduced

C. B. 53—An act concerning proclamations issued by the governor.

Which was under suspension of the rules read a third time and passed and the title of the same was approved.

Ayes—Messrs Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. B. 84—An act in relation to the organization of new counties and the change in county lines.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Dudley, Dunbar, La Du, Ringer, Tullis and Mr. President—7.

Nays—Messrs. Day and McGlynn—2.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 12, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. B. 131—An act in relation to the disposal of certain moneys derived from liquor licenses in the town of Colfax.

The same is herewith transmitted for your action.

Also that the House has refused to pass

C. B. 28—An act to regulate the practice of medicine and surgery in Washington Territory.

The same is herewith returned.

Also, that the House has passed

H. B. 155.—An act to amend an act entitled "An act declaring Black river navigable and a public highway." Approved Nov. 14, 1873.

H. B. 140—An act to amend an act, approved Nov. 13, 1873, entitled "An act to provide for the formation of corporations.

And the same are herewith transmitted for your action.

And the House has passed

C. B. 37—An act to incorporate the city of Goldendale, and

C. B. 50—An act for the relief of E. Serfling.

The same are herewith returned.

WM. C. POTTER,
Chief Clerk.

The following reports were made from standing committees:

REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. PRESIDENT:—Your committee on ways and means to whom was referred

H. B. 161—An act to authorize the purchase of books for the Territorial auditor and treasurer.

We recommend its passage.

L. M. RINGER,
Chairman.

REPORT OF COMMITTEE ON CORPORATIONS.

MR. PRESIDENT:—Your committee on corporations, to whom was referred

H. B. 95—An act to amend an act entitled "An act to incorporate the city of Olympia."

Have had the same under consideration and report as follows: We recommend its passage.

JNO. McGLYNN,
Chairman.

REPORT OF COMMITTEE ON COUNTIES.

MR. PRESIDENT:—Your committee on counties to whom was referred

H. B. 84—An act in relation to the organization of new counties, and the change in county lines.

Have had the same under consideration and report as follows: We recommend that it do not pass.

JNO. McGLYNN, *Chairman.*

REPORT OF COMMITTEE ON ROADS AND HIGHWAYS.

MR. PRESIDENT:—Your committee on roads and highways to whom was referred

H. B. 118—An act to legalize and establish certain roads.

Have had the same under consideration and report as follows: Report it back without recommendation.

JAS. B. LA DU,
Chairman.

H. B. 95—An act to amend an act entitled "An act to incorporate the town of Olympia." Approved Nov. 9, 1877.

Was read a third time.

On motion of Mr. Tullis, the bill was laid on the table, subject to the call of the Council.

The following message was received from the Governor:

TERRITORY OF WASHINGTON, EXECUTIVE DEPARTMENT,
Olympia, Nov. 12, 1879.

TO THE HONORABLE COUNCIL OF W. T.:—

I have the honor to submit the following nominations and respectfully request the Council to consent to their appointment.

For Territorial Auditor: Thos. M. Reed, of Thurston county.

For Territorial Treasurer: Francis Tarbell, of Thurston county.

For Superintendent of Public Instruction: J. S. Houghton, of Klickitat county.

For Territorial Librarian: W. W. Newlin, of Thurston county.

For Members of Board of Education: J. J. Brown, of Spokan county; F. E. Eldridge, of Walla Walla county; John R. Thompson, of Thurston county.

For Regents of the University; Orange Jacobs, of King county; J. P. Judson, of Thurston county; A. A. Denny, of King county; James Power, of Whatcom county; H. G. Struve, of King county.

For Immigration Commissioners: Mrs. A. H. H. Stuart, of Thurston county; J. A. Kuhn, of Jefferson county; O. P. Lacy, of Walla Walla county.

Trustees for the Hospital for the Insane: M. S. Booth, of King county: George B. Kandle, of Pierce county; T. I. McKenny, of Thurston county.

Pilot Commissioners for the Columbia River and Bar: J. B. Knapp, of Clarke county; J. L. Stout, of Pacific county; H. C. Comegys, of Cowlitz county.

Board of Health—Puget Sound District: L. B. Hastings, of Jefferson county; Allen Weir, of Jefferson county; Charles Eisenbeis, of Jefferson county.

Pilot Commissioners—Puget Sound District: H. E. Morgan, of Jefferson county; J. H. Swift, of Island county; C. C. Bartlett, of Jefferson county. Very Respectfully,

E. P. FERRY,
Governor.

Mr. Dunbar moved that the Council go into Executive session.

Motion lost.

On motion the Council voted to proceed to the consideration of the nominations announced by the Governor.

Question being: Shall the Council confirm the appointment of Thos. M. Reed, for Territorial auditor?

The Council voted to confirm.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—8.

Nay—Mr. La Du—1.

The question being upon the confirmation of Francis Tarbell for Territorial treasurer.

The Council voted to confirm.

Ayes—Messrs. Day, Dudley, Dunbar, Ringer, and Tullis—5.

Nays—Messrs. Cline, La Du, McGlynn, and Mr. President—4.

The question being upon the confirmation of J. S. Houghton for Superintendent of Public instruction.

The Council voted to confirm.

Ayes—Messrs. Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—7.

Nays—Messrs. Cline and La Du—2.

The question being upon the confirmation of W. W. Newlin, for Territorial Librarian.

The Council voted to confirm.

Ayes—Messrs. Cline, Dudley, Dunbar, La Du, Ringer, Tullis and Mr. President—9.

Nays—none.

The question being upon the confirmation of J. J. Brown, F. E. Eldridge and John R. Thompson, as members of the Board of Education.

The Council voted to concur.

Ayes—Messrs. Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—8.

Nay—Mr. Cline—1.

The question being upon the confirmation of Orange Jacobs, J. P. Judson, A. A. Denny, James Powers and H. G. Struve as Regents of the University.

The Council voted to confirm.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—8.

Nay—Mr. La Du—1.

The question being upon the confirmation of Mrs. A. H. H. Stuart, J. A. Kuhn and O. P. Lacy, for Immigration Commissioners.

The Council voted to confirm.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—8.

Nay—Mr. La Du—1.

The question being upon the confirmation of M. S. Booth, George B. Kandle and T. I. McKenny, for Trustees for the Hospital for the Insane.

The Council voted to confirm.

Ayes—Messrs. Cline, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—8.

Nay—Mr. Day—1.

The question being upon the confirmation of J. B. Knapp, J. L. Stout and H. C. Comegys, for Pilot Commissioners for the Columbia river and bar.

The Council voted to confirm.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—8.

Nay—Mr. La Du—1.

The question being upon the confirmation of L. B. Hastings, Allen Weir and Chas. Eisenbeis, for members of the Board of Health of Puget Sound District.

The Council voted to confirm.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—8.

Nay—Mr. La Du—1.

The question being upon the confirmation of H. E. Morgan, J. H. Swift and C. C. Bartlett for Pilot Commissioners, Puget Sound District.

The Council voted to confirm.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

H. B. 118—An act to legalize and establish certain roads.

Was read a third time and the Council refused to pass.

Ayes—Mr. McGlynn and Mr. President—2.

Nays—Messrs. Cline, Day, Dudley, Dunbar, La Du and Ringer—6.

Absent—Mr. Tullis—1.

H. B. 161—An act to authorize the purchase of books for the Territorial auditor and Territorial treasurer.

Was read a third time, and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer and Mr. President—8.

Nays—None.

Absent Mr. Tullis—1.

H. B. 140—An act to amend an act, approved Nov. 18, 1873, entitled "An act to provide for the formation of corporations."

Was read three times and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer and Mr. President—8.

Nays—None.

Absent—Mr. Tullis—1.

H. B. 155.—An act to amend an act entitled "An act declaring Black river navigable and a public highway." Approved Nov. 4, 1873.

Was, under suspension of the rules, read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Dunbar, La Du, McGlynn and Ringer—5.

Nays—Messrs. Day and Tullis—2.

Excused—Mr. Dudley and Mr. President—2.

H. B. 131—An act in relation to the disposal of certain moneys derived from liquor licenses in the town of Colfax.

Was read twice and referred to the committee on ways and means.

Mr. La Du made the following report:

REPORT OF COMMITTEE ON ROADS AND HIGHWAYS.

MR. PRESIDENT:—Your committee on roads and highways to whom was referred

H. B. 164—An act in relation to roads, ferries, bridges and travel on public highways.

Have had the same under consideration and report as follows: We recommend its passage.

J. B. LA DU,
Chairman.

Mr. Dunbar moved that the Council go into committee of the whole on

H. B. 164—An act relating to roads, ferries, bridges and travel on public highways.

Motion carried, and the Council went into committee of the whole.

The committee having risne, reported as follows:

REPORT OF COMMITTEE OF THE WHOLE.

MR. PRESIDENT:—Your committee of the whole, to whom was referred

H. B. 164—An act relative to roads, ferries, bridges and travel on public highways.

Have had the same under consideration and report as follows: That said committee recommend its passage. Amended as follows: Add to section 72, the following: Provided further, that this act shall not be construed so as to repeal any law heretofore passed, extending time for working on public roads in Cowlitz county.

G. S. DUDLEY,
Chairman.

The report of the committee was, on motion, adopted.

H. B. 131—An act in relation to the disposal of certain moneys derived from liquor licenses in the town of Colfax.

Was amended in accordance therewith, and was read a third time and passed and the title of the same was approved.

Ayes—Messrs Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

Mr. Tullis moved that

H. B. 95—An act to amend an act entitled "An act to incorporate the city of Olympia." Approved Nov 9, 1877.

Be taken from the table.

Motion carried.

The question now being upon the passage of

H. B. 95—An act to amend an act entitled "An act to incorporate the town of Olympia," approved Nov. 9, 1877.

The bill was passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—8.

Nay—Mr. Dudley—1.

The committee on enrolled bills reported as follows:

REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT:—Your committee on enrolled bills, beg leave to report

C. B. 50—An act for the relief of E. Serfling.

Substitute for C. B. 24, and C. B. 41, correctly enrolled.

L. M. RINGER,
Chairman.

The President gave notice that he was about to sign the following:

C. B. 24—An act to amend an act, Approved Nov. 9, 1877, entitled "An act to provide for the codification of the laws of Washington Territory."

C. B. 41—An act to amend an act entitled "An act in relation to notaries public." Approved Oct. 31, 1877.

C. B. 50—An act for the relief of E. Serfling.

On motion, the Council adjourned until 9 o'clock tomorrow morning.

ALLEN WEIR, *Chief Clerk.*

Approved Nov. 13, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Olympia, Thursday, Nov. 13, 1879.

Council re-assembled at 9 o'clock A. M. as per adjournment.

Mr. President in the chair.

Roll called.

Present—Messrs Cline, Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—8.

Absent—Mr. La Du—1.

Prayer was offered by the Chaplain.

The journal of previous day was read, and approved.

The following reports were received from standing committees:

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

H. B. 110—An act relating to and defining the property rights of husband and wife.

Have had the same under consideration and report as follows: That we recommend its passage, with an amendment.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON CONFERENCE.

MR. PRESIDENT:—Your committee on conference to whom was referrred

C. B. 10—An act relating to liens of farm laborers, (substitute.)

Have had the same under consideration and report as follows: We recommend its passage with amendments.

JNO. McGLYNN,
Chairman.

REPORT OF COMMITTEE ON ROADS AND HIGHWAYS.

MR. PRESIDENT:—Your committee on roads and highways, to whom was referred

H. B. 150—An act to regulate the collection and disbursement of road and road poll tax in Pierce county, W. T.

Have had the same under consideration and report as follows: We recommend that it do not pass.

J. B. LA DU,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

H. B. 23—An act to regulate the practice and proceedings in civil actions.

Have had the same under consideration and report as follows: That we recommend its passage with amendment.

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary, to whom was referred

H. B. 5—An act to regulate actions and proceedings to recover or affecting real estate.

Have had the same under consideration and report as follows: We recommend its passage:

R. O. DUNBAR,
Chairman.

REPORT OF COMMITTEE ON JUDICIARY.

MR. PRESIDENT:—Your committee on judiciary to whom was referred

H. B. 3—An act to amend Sec. 460, Chapter 41, of an act to regulate the practice and proceedings in Civil Actions.

Have had the same under consideration and report as follows: That we recommend its passage.

R. O. DUNBAR,
Chairman.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 12, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

C. B. 46—An act regulating the pay of certain officers in Lewis county.

Herewith returned; also

H. B. 129—An act to amend an act entitled "An act in relation to territorial library." Approved Jan. 31, 1867.

Herewith transmitted for your action.

Also, that the House has refused to pass

H. B. 114—An act entitled "An act to establish pilots and pilot regulations for Juan De Fuca straits, Puget Sound and all American waters pertaining thereto."

That the House has concurred in Council amendments to

H. B. 137—An act to fix the number of the members of the legislative assembly, and to apportion the same.

H. B. 85—An act in relation to the re-location of the county seat of Pierce county, Territory of Washington.

H. B. 105—An act to enable counties to borrow money to pay their indebtedness.

Also, that the House has passed with amendments

C. B. 39—An act to amend an act entitled "An act to encourage the cultivation of oysters." Approved Nov. 6, 1877.

The same are herewith transmitted for your concurrence.

Also that the House has passed

C. B. 53—An act concerning proclamations issued by the governor.

C. B. 45—An act legalizing the action of certain boards of County Commissioners.

Herewith returned.

Also that the House has introduced and passed

H. B. 166—An act to restrain the sale of intoxicating liquors in certain limits, in the counties of Spokan, Stevens and Whitman.

H. B. 167—An act to amend an act entitled "An act to regulate the government of the hospital for the insane." Approved Nov. 9, 1877.

And the same are herewith transmitted for your action.

And that the House has introduced

H. B. 168—An act authorizing the voters of Whatcom county to vote upon the division of said county.

Also that the speaker has signed

H. B. 147—An act supplemental to and amendatory of an act entitled "An act to establish district courts in the 1st and 2d judicial districts, and to fix the times and places for holding the same." Approved Nov. 5, 1879.

H. B. 119—An act to provide a system of revenue to be paid by certain foreign corporations, and the manner of collecting the same.

H. B. 14—An act to appropriate money for the university of Washington.

The same are herewith transmitted for your signature.

Also, that the House has passed

H. B. 157—An act to amend an act entitled "An act offering a bounty for killing wild animals." Passed Jan. 19, 1863.

H. B. 169—An act to make a change in the Territorial road running from Palouse city, in Whitman county, to Dayton, in Columbia county, Washington Territory.

H. B. 146—An act for the relief of the Oregon Steam Navigation Company and others, also

H. B. 16—An act for the relief of the county of Stevens.

The same is herewith transmitted for your action.

Also that the House has passed

C. B. 23—An act to create the office of fish commissioner for the Columbia river, to license the taking of salmon in the Columbia river and its tributaries, and to encourage the establishment of hatching houses on the waters of the Columbia river, for the propagation of salmon.

After amending the same.

Also that the House has passed

C. B. 21—An act regulating salmon fisheries on the waters of the Columbia river and its tributaries.

After amending the same.

The same are herewith returned for your signature.

Also that the speaker has signed.

C. B. 50—An act for the relief of E. Serfling.

C. B. 24—An act to provide for the codification of the laws of Washington Territory, (Substitute) and

C. B. 41—An act to amend an act entitled "An act in relation to notaries public." Approved Oct. 31, 1877.

The same are herewith returned.

WM. C. POTTER,
Chief Clerk.

The amendment proposed by the conference committee on

C. B. 10—An act to amend an act entitled "An act relating to liens." Approved Nov. 8, 1877.

Was adopted and the bill passed as amended and the title of the same was approved.

H. B. 3—An act to amend section 460, chapter 41, of an act entitled "An act to regulate the practice and proceedings in civil actions". Approved Nov. 8, 1877.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, Ringer and Mr. President—6.

Nay—Mr. McGlynn—1.

Absent—Messrs. La Du and Tullis—2.

H. B. 5—An act to regulate actions and proceedings to recover or affecting real estate.

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, Ringer and Mr. President—6.

Nay—Mr. McGlynn—1.

Absent—Messrs. La Du and Tullis—2.

The following message was received from the Secretary of the Territory:

TERRITORY OF WASHINGTON, SECRETARY'S OFFICE,
Olympia, Nov. 13, 1879.

TO THE HONORABLE PRESIDENT OF THE COUNCIL, LEGISLATIVE ASSEMBLY OF W. T.:—

SIR:—I regret to inform you that I have not now sufficient funds to my credit with the assistant treasurer at San Francisco, to pay the balance of per diem of members and officers.

I have used due diligence to have it here, making my requisition more than sixty days ago. The draft not coming to hand, I sent a dispatch on the 10th inst., to the comptroller of the United States Treasury, to which I received the following answer:

Washington, D. C. Nov. 11, 1879.

N. H. OWINGS, TERRITORIAL SECRETARY, OLYMPIA, W. T.

Draft mailed to you for four thousand dollars, yesterday.

(Signed) A. G. PORTER,
First Comptroller.

In the usual course of mail, this draft will not reach this office before the 23d, when it will require at least five days to get it placed to my credit in San Francisco; hence if the checks I give the members and officers on the 15th are presented to the Sub. Treasurer, in San Francisco, before fifteen days after date, they will not be honored.

I have the honor to be, very respectfully, your obedient servant.

N. H. OWINGS,
Secretary.

H. B. 23—An act to amend an act entitled "An act to regulate the practice and proceedings in Civil Actions."

Was amended by report of the committee on judiciary, and the amendment was adopted, and the bill was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, Ringer, Tullis and Mr. President—9.

Absent—Mr. McGlynn—1.

The president gave notice that he was about to sign

H. B. 119—An act to provide a system of revenue to be paid by certain foreign corporations and the manner of collecting the same.

H. B. 147—An act supplemental to and amendatory of, an act entitled "An act to establish district courts in the 1st and 2d Judicial Districts, and to fix the times and places for holding the same." Approved Nov. 5, 1879.

H. B. 14—An act to appropriate money for the university of Washington.

H. B. 18—An act to punish gambling.

H. B. 129—An act to amend an act entitled "An act in relation to the Territorial Library."

Was read twice and referred to committee on territorial library.

H. B. 167—An act to amend an act entitled "An act to regulate the government of the hospital for the insane."

Was read twice and referred to the committee on hospital for insane.

H. B. 166—An act to restrain the sale of intoxicating liquors in certain limits, in the counties of Spokan, Stevens and Whitman.

Was under suspension of the rules read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—none.

H. B. 150—An act to regulate the collection and disbursement of road and road poll tax in Pierce county, W. T.

Was read a third time and, on motion, was laid on the table.

Mr. Ringer offered

C. J. R. 10—Relative to the printing of certain laws.

Which was, under suspension of the rules, read a third time andpassed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9

Nays—None.

Committee on ways and means reported back

H. B. 125—An act to provide for the assessing and collecting of county and territorial revenue.

For the consideration of the Council.

H. B. 110—An act relating to and defining the property rights of husband and wife.

Was reported from the committee with amendments and, on motion, of Mr. La Du, it was laid on the table, and made the special order for 3 o'clock this afternoon.

Mr. Tullis introduced

C. B. 54.—An act regulating removal of certain cases from the district courts, holding terms at Olympia, to the district court of Lewis county.

Which was, under suspension of the rules, read three times and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, Ringer, Tullis and Mr. President—8.

Nays—None.

Absent Mr. McGlynn—1.

Mr. La Du moved that the Council go into committee of the whole.

Motion carried, and the Council went into committee of the whole.

Mr. La Du in the chair.

At 11:50 the committee arose, reported progress and asked leave to sit again, and on motion, their report was accepted.

On motion of Mr. Dudley, the committee of the whole were given leave to sit again, at 1 o'clock in the afternoon.

At 12 o'clock, on motion, the Council took a recess until 1 o'clock.

At 1 o'clock the Council re-assembled.

Mr. President in the chair.

Roll was called.

Present—Messrs. Cline, Dudley, Dunbar, McGlynn, Tullis and Mr. President—6.

Absent—Messrs Day, La Du, and Ringer—3.

Council again went into committee on the whole.

Mr. McGlynn in the chair.

At 2 o'clock, committee arose and reported amendments to

H. B. 125—An act to provide for the assessing and collecting of county and territorial revenue.

The question being on the adoption of the amendments they were severally adopted.

H. B. 125, was then read a third time, as amended and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Tullis and Mr. President—8.

Absent Mr. Ringer—1.

The following messages were received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 13, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. B. 149—An act to amend an act, entitled, "An act in relation to licenses."

H. B. 148—An act to provide for the location of a terri-

torial road from Quillehute to the straits of Juan De Fuca, in Clallam county, also

H. J. M. 15—Praying congress for a reduction on the price asked for government lands within the limits of the land granted to the N. P. R. R. Co., in W. T.

H. J. M. 16—Praying congress in behalf of certain settlers on public lands, also

H. B. 152—An act for the relief of Frank Seidel.

The same is herewith transmitted for your action.

Also, that the House has passed

C. B. 26—An act for the relief of Klickitat county.

Herewith returned.

H. B. 172—An act for the relief of Mrs. Lewis B. Noble.

Herewith transmitted for your action.

H. B. 136—An act appropriating money for immigration purposes.

Herewith transmitted for your action.

Also that the House has passed

H. B. 173—An act amendatory of an act entitled "An act to amend the charter of the city of Walla Walla." Approved Nov 9, 1879.

The same is herewith transmitted for your action.

Also, that the House has passed

H. B. 174—An act to provide for the correction of errors in the spelling and punctuation of the acts of the present legislative assembly.

Herewith transmitted for your action.

Also that the House has passed Council substitute for

H. B. 59—An act to amend an act entitled "An act in relation to territorial auditor." Approved Nov. 29, 1871.

H. B. 128—An act to provide for the relief of T. M. Reed, Territorial auditor, and

H. J. M. 17—Memorial praying congress for the relief of volunteer soldiers in the Nez Perce Indian war of 1877.

Herewith transmitted for your action.

Also, that the House has passed

H B. 139—An act to establish and protect the rights of married women.

H. B. 175—An act to provide for the printing and distribution of the revised road laws.

Also, substitute for

H. B. 71—An act to amend certain acts in relation to certain corporations.

Herewith transmitted for action.

Also that the speaker has signed

C. B. 53—An act concerning proclamations issued by the governor.

C. B. 45—An act legalizing the action of certain boards of county commissioners.

The same are herewith transmitted for your signature.

WM. C. POTTER,
Chief Clerk.

The following message was received from the Governor:

TERRITORY OF WASHINGTON, EXECUTIVE DEPARTMENT,
Olympia, Nov. 13, 1879.

To THE HON. COUNCIL of W. T.:

GENTLEMEN: I have the honor to nominate G. A. Weed, Regent of the Territorial university; vice Hon. A. A. Denny, declined, and respectfully ask your honorable body to consent to his appointment.

I have the honor to be, respectfully, your obedient servant.

E. P. FERRY,
Governor.

The question being upon the confirmation of the appointment of G. A. Weed, Regent of the Territorial University.

The Council voted to confirm.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

The amendment to

H. B. 110—An act relating to and defining the property rights of husband and wife.

As reported by the committee on judiciary, was adopted.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

The following reports were received from standing committees:

One from committee on hospital for insane, on

C. B. 47—An act to establish in insane asylums, etc.

Recommending that it do not pass.

Also one from same committe on

H. B. 167—An act to amend an act entitled "An act to regulate the government of the hospital for the insane."

Recommending its passage.

One from committee on territorial library, on

H. B. 129—An act to amend an act entitled "An act in relation to the territorial library." Approved Jan. 31, 1867.

Recommendiug its passage and, also, one from committee on enrolled bills, on

C. B. 53—An act concerning proclamations issued by the governor, and

C. B. 45—An act to legalize the action of certain boards of county commissioners.

Returning them correctly enrolled.

H. B. 129—An act to amend an act entitled "An act in relation to territorial library." Approved Jan. 31, 1867.

Was read three times and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—none.

H. B. 167—An act to amend an act entitled "An act to regulate the government of the hospital for the insane." Approved Nov. 9, 1877.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—none.

C. B. 47—An act to establish in insane asylums, etc.

Was amended by striking out section 3, of same and was read a third time and the Council refused to pass.

Ayes—Messrs. Cline, Day, Dunbar, and McGlynn—4.

Nays—Messrs. Dudley, La Du, Ringer, Tullis and Mr. President—5.

The President gave notice that he was about to sign the following:

C. B. 45—An act legalizing the action of certain boards of county commissioners.

C. B. 53—An act concerning proclamations issued by the governor, and

Council refused to concur in house amendments to

C. B. 39—An act to amend an act entitled "An act to encourage the cultivation of oysters." Approved Nov. 6, 1877.

The clerk was instructed to ask the House to recede from its action.

H. B. 16—An act for the relief of the county of Stevens.

Was, under suspension of the rules, read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, LaDu, Ringer, Tullis and Mr. President—8.

Nays—none.

Absent—Mr. McGlynn—1.

H. B. 169—An act to make a change in the Territorial road running from Palouse city, in Whitman county, to Dayton, in Columbia county, Washington Territory.

Was, under a suspension of the rules, read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Dudley, Dunbar, La Du, Ringer, Day, Tullis and Mr. President—9.

Nays—none.

H. B. 157—An act to amend an act entitled "An act offering a bounty for killing wild animals." Passed Jan. 19, 1863.

Was read twice and referred to the committee on counties.

H. B. 146—An act for the relief of the Oregon Steam Navigation Company and others.

Was read twice and referred to committee on ways and means.

At 4:20 o'clock, on motion, the Council took a recess until 7 o'clock this evening.

At 7 o'clock, the Council re-assembled.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dunbar, McGlynn and Mr. President—5.

Absent—Messrs. Dudley, La Du, Ringer and Tullis—4.

H. B. 139—An act to establish and protect the rights of married women.

Was read twice and referred to committee on judiciary.

H. B. 175—An act to provide for the printing and distribution of the revised road law.

Was, under suspension of the rules, read a third time, and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, Tullis and Mr. President—6.

Nays—none.

Absent—Messrs. La Du and Ringer—2.

Excused—Mr. McGlynn—1.

H. B. 171—An act to amend certain acts in relation to certain corporations.

Was read twice and referred to committee on corporation.

H. B. 128—An act for the relief of T. M. Reed, Territorial auditor.

Was read twice and referred to committee on ways and means.

H. B. 174—An act to provide for the correction of errors in the spelling and punctuation of the acts of the present legislative assembly.

Was, under suspension of the rules, read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays.—None.

The Council voted to concur in House amendments to

C. B. 23—An act to create the office of fish commissioner

for the Columbia river, to license the taking of salmon in the Columbia river and its tributaries, and to encourage the establishment of hatching houses on the waters of the Columbia river, for the propagation of salmon.

Council refused to concur in House amendments to

C. B. 21—An act regulating salmon fisheries on the waters of the Columbia river and its tributaries.

And the clerk was instructed to request the House to recede from said amendments.

H. B. 136—An act to appropriate money for immigration purposes.

Was read twice and referred to the committee on ways and means.

H. B. 152—An act for the relief of Frank Sidell.

Was read twice and referred to committee on ways and means.

H. B. 148—An act to provide for the location of a territorial road from Quillehute to the straits of Juan De Fuca in Clallam county.

Read twice and referred to committee on ways and means.

H. B. 172—An act for the relief of Mrs. Lewis B. Noble.

Was read twice and referred to committee on ways and means.

H. B. 149—An act to amend an act entitled "An act in relation to licenses."

Was read twice and referred to committee on judiciary.

H. B. 173—An act amendatory of an act entitled "An act to amend the charter of the city of Walla Walla."

Was read a third time, under suspension of the rules, and passed and the title of the same was approved.

Ayes—Messrs. Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis, and Mr. President—7.

Nays—None.

Absent—Messrs. Cline and Day—2.

C. J. M. 15—Praying congress for a reduction in the price paid for government lands within the limits of the land grant of the N. P. R. R. Co., in W. T.

Was, under suspension of the rules, read a third time and passed.

Ayes—Messrs. Cline, Dudley, Dunbar, La Du, McGlynn, Ringer and Tullis—7.

Nay—Mr. President—1.

Absent—Mr. Day—1.

H. J. M. 16—Praying congress for the relief of certain settlers on public lands.

Was, under suspension of the rules, read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—7.

Nays—none.

Absent—Messrs. Day and La Du—2.

H. B. 157—An act to amend an act entitled "An act offering a bounty for killing wild animals." Passed Jan. 19, 1863.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Dudley, Dunbar, La Du, McGlynn, Ringer and Mr. President—7.

Nay—Mr. Tullis—1.

Absent—Mr. Day—1.

The committee on enrolled bills reported as follows:

C. B. 37—An act to incorporate the city of Goldendale.

Correctly enrolled.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. J. M. 16—Praying congress for the relief of certain settlers on public lands.

H. B. 154—An act for the encouragement and support of mining and manufacturing.

The same are herewith returned for your action.

Also that the House has passed

C. B. 33—An act for the relief of James T. Berry.

C. B. 43—An act to authorize the governor to execute a bond to the United States.

Substitute for

H. B. 153—An act to amend an act entitled "An act offering a bounty for killing wild animals." Passed Jan. 17, 1863.

And the same are herewith transmitted for your action.

And the House has refused to recede from its amendments to

C. B. 21—An act repealing Section 262, Chapter 22, of an act entitled "An act in relation to crimes and punishments, and proceedings in criminal cases," approved Nov. 10, 1873, and the substitution of another section in lieu thereof.

And ask for a conference committee on said bill.

The speaker has appointed as such committee, on part of the House, Messrs. Baker, White and Roeder.

WM. C. POTTER,
Chief Clerk.

The president gave notice that he was about to sign

C. B. 37—An act to incorporate the city of Goldendate.

H. B. 153—An act to amend an act entitled "An act offering a bounty for killing wild animals." Approved Jan. 17, 1863.

The president appointed Messrs. La Du and Dudley a committee on part of the House, on

C. B. 21—An act repealing Section 262, Chapter 22, of an act entitled "An act in relation to crimes and punishments, and proceedings in criminal cases," approved Nov. 10, 1873, and the substitution of another section in lieu thereof.

H. J. R. 16—Relative to certain pamphlets in possession of the territorial librarian.

Was, under suspension of the rules, read a third time and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—None.

Committee on ways and means reported on

H. B. 131—An act in relation to the disposal of certain moneys derived from liquor licenses in the town of Colfax.

In favor of its passage.

Committee on counties reported on

H. B. 157—An act to amend an act entitled "An act offering a bounty for killing wild animals." Passed Jan. 19, 1863.

In favor of its passage.

Committee on ways and means reported on

H. B. 158—An act to appropriate money to pay for indexing the laws.

Recommending its passage.

H. J. M. 17—Memorial praying congress for the relief of volunteer soldiers in the Nez Perce Indian war of 1877.

Was, under suspension of the rules, read a third time and passed.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays.—None.

H. B. 154—An act for the encouragement and support of mining and manufacturing.

Was read twice and referred to the committee on corporations.

H. B. 131—An act in relation to the disposal of certain moneys derived from liquor licenses in the town of Colfax.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—none.

H. B. 158—An act to appropriate money for indexing the laws.

Was read three times and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—none.

Mr. Cline introduced

C. B. 55—An act to provide for cataloguing the territorial library.

Which was read twice and referred to the committee on ways and means.

On motion, the Council adjourned until 9 o'clock tomorrow morning.

ALLEN WEIR, *Chief Clerk.*

Approved Nov. 14, 1879.

FRANCIS H. COOK, *President.*

COUNCIL CHAMBER,
Olympia, Nov. 14, 1879.

Council re-assembled as per adjournment.

Mr. President in the chair.

Roll called.

Present—Messrs Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Absent—none.

The House having requested a conference committee on

H. B. 125—An act to provide for the assessing and collecting of county and territorial revenue.

The president appointed as such committee, Messrs. Tullis, Dunbar and Dudley.

The journal of previous day was read, and approved.

C. B. 56—An act for the relief of George Brant.

Was read twice and referred to committee on ways and means.

C. B. 57—An act for the relief of J. H. Wilt.

Was read twice and referred to the committee on ways and means.

C. B. 58—An act for the relief of J. Henry Dobbins.

Was read twice and referred to committee on ways and means.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

MR. PRESIDENT:—I am instructed by the House to inform

the Council that the House has refused to concur in Council amendments to

H. B. 125—An act to provide for the assessing and collecting of county and territorial revenue.

And ask for a committee of conference.

The speaker of the House has appointed as such committee, on part of the House, Messrs. Guernsey, Taylor and White.

Also that the House has refused to recede from House amendments to

C. B. 39—An act to amend an act entitled "An act to encourage the cultivation of oysters." Approved Nov. 6, 1877.

And ask for a committee of conference.

The speaker has appointed, as such committee, on part of the House, Messrs. Snyder, Rhodes and Percival.

Also, that the House has refused to pass

H. B. 135—An act to amend an act entitled "An act to provide a system of common schools."

Also, that the House has passed

H. B. 130—An act to declare certain persons habitual drunkards, and to protect them and others in person and property.

The same is herewith transmitted for your action.

WM. C. POTTER,
Chief Clerk.

The President appointed, as requested by the House, Messrs. McGlynn and La Du, as a committee of conference, on the part of the Council, on

C. B. 39—An act to amend an act entitled "An act to encourage the cultivation of oysters." Approved Nov. 6, 1877.

The President gave notice that he was about to sign.

C. B. 23—An act to create the office of fish commissioner for the Columbia river, to license the taking of salmon in the Columbia river and its tributaries, and to encourage the establishment of hatching houses on the waters of the Columbia river, for the propagation of salmon.

C. B. 26—An act for the relief of Klickitat county.

C. B. 33—An act for the relief of James T. Berry.

H. B. 39—An act in relation to mortgages on certain kinds of property.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—none.

H. B. 149—An act to amend an act, entitled, "An act in relation to licenses." Approved Nov. 13, 1873.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Tullis and Mr. President—8.

Nays—none.

Absent—Mr. Ringer—1.

H. B. 154—An act for the encouragement and support of mining and manufacturing.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—none.

H. B. 157—An act to prevent hogs from running at large in the county of Thurston.

Was read a third time and the Council refused to pass.

Ayes—Messrs. Day and Tullis—2.

Nays—Messrs. Cline, Dudley, Dunbar, La Du, McGlynn and Mr. President—6.

Absent—Mr. Ringer—1.

H. B. 130—An act to declare certain persons habitual drunkards and to protect them and others in person and property.

Was read twice and referred to committee on judiciary.

The following message was received from the House.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 14, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has concurred in Council amendments to

H. B. 110—An act relating to and defining the property rights of husband and wife.

Also that the speaker has signed

H. B. 3—An act to amend Sec. 460, Chapter 41, of an act entitled "An act to regulate the practice and proceedings in civil actions.

H. B. 166—An act to regulate the sale of intoxicating liquors in certain limits, in the counties of Spokan, Stevens and Whitman.

H. B. 129—An act to amend an act entitled "An act in relation to the Territorial Library." Approved Jan. 3, 1867.

H. B. 169—An act to make a change in the Territorial road running from Palouse city, in Whitman county, to Dayton, in Columbia county, Washington Territory.

H. B. 167—An act to amend an act entitled "An act to regulate the government of the hospital for the insane." Approved Nov. 9, 1877.

H. B. 16—An act for the relief of the county of Stevens.

H. B. 162—An act to establish district courts in the third judicial district and fixing the times and places of holding the same.

H. B. 5—An act to regulate actions and proceedings to recover, or affecting real estate.

H. B. 85—An act in relation to the re-location of the county seat of Pierce county, Washington Territory.

H. B. 105—An act to enable counties to borrow money.

H. B. 23—An act to amend an act entitled "An act to regulate the practice and proceedings in civil actions."

H. B. 95—An act to amend an act entitled "An act to incorporate the town of Olympia," approved Nov. 9, 1877.

H. B. 161—An act to authorize the purchase of books for the Territorial auditor and treasurer.

H. B. 84—An act in relation to the organization of new counties and the change in county lines.

H. B. 156—An act creating the office of emigrant agent, defining his duties and providing for his salary.

H. B. 163—An act providing for the removal of the records of the district court from Fort Colville to Spokan Falls.

H. B. 140—An act to amend an act, approved Nov. 18, 1873, entitled "An act to provide for the formation of corporations."

H. J. M. 14—Praying congress for aid to remove obstructions from numerous rivers emptying into Puget Sound, and

H. B. 164—An act in relation to roads, ferries, bridges and travel on public highways.

And the same are herewith transmitted for your signature.

WM. C. POTTER,
Chief Clerk.

The following reports were made from standing and special committees:

One from committee on conference.

C. B. 21—An act regulating salmon fisheries on the waters of the Columbia river and its tributaries.

Recommending that the House recede from its amendments thereto.

One from committee on enrolled bills, on

C. B. 23—An act to create the office of fish commissioner for the Columbia river and its tributaries and to encourage the establishment of hatching houses on the waters of the Columbin river for the propagation of salmon.

C. B. 33—An act for the relief of James T. Berry.

C. B. 26—An act for the relief of Klickitat county.

Returning the same correctly enrolled.

One from committee on judiciary, on

H. B. 39—An act in relation to mortgages on certain kinds of property.

Recommending its passage.

One from committee on judiciary, on .

H. B. 149—An act to amend an act entitled "An act in relation to licenses."

Recommending its passage.

One from committee on corporations, on

H. B. 154—An act for the encouragement of mining and manufacturing.

Recommending its passage.

One from committee on agriculture on.

H. B.153—(Substitute.)

Recommending that it do not pass.

One from committee on ways and means, on

H. B. 146—An act for the relief of the Oregon Steam Navigation Company and others.

Recommending its passage.

One from committee on judiciary, on

H. B. 130—An act to declare certain persons habitual drunkards, and to protect them and others in person and property.

Recommending its passage, and

One from committee on ways and means, on

H. B. 148—An act to provide for the location of a territorial road from Quillehute to the straits of Juan De Fuca in Clallam county.

Reporting same without recommendation.

The President gave notice that he was about to sign the following:

H. B. 3—An act to amend section 160, chapter 41, of an act entitled "An act to regulate the practice and proceedings in civil actions. Approved Nov. 8, 1879.

H. B. 5—An act to regulate actions and proceedings to recover or affecting real estate.

H. B. 16—An act for the relief of the county of Stevens.

H. B. 23—An act to amend an act entitled "An act to regulate the practice and proceedings in civil actions.

H. B. 84—An act in relation to the organization of new counties, and the change in county lines.

H. B. 85—An act in relation to the re-location of the county seat of Pierce county, Territory of Washington.

H. B. 105—An act to enable counties to borrow money to pay their indebtedness.

H. B. 126—An act to legalize the action of the commissioners of Thurston county in levying a special tax of two mills on the dollar, for the year 1879.

H. B. 95—An act to amend an act entitled "An act to incorporate the town of Olympia." Approved Nov. 9, 1877.

H. B. 155.—An act to amend an act entitled "An act declaring Black river navigable and a public highway." Approved Nov. 14, 1873.

H. B. 140—An act to amend an act approved Nov. 18, 1873, entitled "An act to provide for the formation of corporations."

H. B. 161—An act to authorize the purchase of books for the Territorial auditor and Territorial treasurer.

H. B. 162—An act to establish district courts in the third judicial district and to fix the times and places of holding the same.

H. B. 163—An act providing for the removal of the records of the district court from Fort Colville to Spokan Falls.

H. B. 164—An act relating to roads, ferries, bridges and travel on public highways.

H. B. 166—An act to restrain the sale of intoxicating liquors in certain limits, in the counties of Spokan, Stevens and Whitman.

H. B. 167—An act to amend an act entitled "An act to regulate the government of the hospital for the insane."

H. B. 169—An act to make a change in the Territorial road running from Palouse city, in Whitman Co., to Dayton in Columbia county.

H. J. M. 14—Praying congress for aid to remove obstructions from numerous rivers emptying into Puget Sound.

H. B. 146—An act for the relief of the Oregon Steam Navigation company and others.

Was read a third time passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, Ringer, Tullis and Mr. President—8.

Nay—Mr. McGlynn—1.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

Mr. President:—I am instructed by the House to inform the Council that the Speaker has signed

C. B. 37—An act to incorporate the city of Goldendale.

C. B. 23—An act to create the office of fish commissioner for the Columbia river and its tributaries, and the establishment of hatching houses, on the waters of the Columbia river for the propagation of salmon.

C. B. 26—An act for the relief of Klickitat county.

C. B. 33—An act for the relief of James T. Berry.

The same are herewith returned.

Also, that the House has passed

H. B. 177—An act to regulate the practice and proceedings in civil actions.

Herewith transmitted for your action.

Also, that the House has refused to pass

H. B. 142—An act fixing the times of holding biennial sessions of the legislature of Washington Territory.

Also that the House has amended and passed

C. B. 25—An act in relation to assignments.

Herewith returned.

WM. C. POTTER,
Chief Clerk.

On motion of Mr. Mc Glynn it was voted that no member should, during the remainder of the session, speak more than five minutes, on any one subject.

H. 177—An act to amend an act entitled "An act to regulate the practice and proceedings in civil actions".

Was read twice and referred to committee on judiciary.

H. B. 130—An act to declare certain persons habitual drunkards and to protect them and others in person and property.

Was read a third time and passed, and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, McGlynn, Ringer, Tullis and Mr. President—8.

Nay—Mr. La Du—1.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed substitute for

H. B. 171—An act requiring packed, barreled or canned salmon or fish, put up in this Territory, to be marked in a certain way.

Herewith transmitted.

Also, that the house has receded from its amendments to

C. B. 21—An act regulating salmon fisheries on the Columbia river and its tributaries.

And the speaker has signed.

H. B. 137—An act to fix the number of the members of the legislative assembly, and to apportion the same.

WM. C. POTTER,
Chief Clerk.

H. B. 148—An act to provide for the location of a territorial road from Quillehute to the straits of Juan De Fuca, in Clallam county.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Dudley, Day, La Du, McGlynn, Tullis and Mr. President—7.

Nays—Messrs. Dunbar and Ringer—2.

H. B. 171—An act requiring packed, barreled or canned fish, put up in this Territory, to be marked in a certain way.

Was read a third time, and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer and Mr. President—8.

Nay—Mr. Tullis—1.

The president gave notice that he was about to sign

H. B. 137—An act to fix the number of members of the legislative assembly, and to apportion the same.

At 12 o'clock, on motion, the Council took a recess until 2 o'clock in the afternoon.

At 2 o'clock, the Council re-assembled.

Mr. President in the chair.

Roll called.

Present—Messrs. Cline, Day, Dunbar, McGlynn, Tullis and Mr. President—6.

Absent—Messrs. Dudley, La Du and Ringer—3.

C. B. 59—An act relating to auditing cost bills and accounts against the Territory.

Was, under suspension of the rules, read three times and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dunbar, McGlynn, Tullis and Mr. President—6.

Nays—none.

Absent—Messrs. Dudley, La Du and Ringer—3.

H. B. 117—An act to repeal an act entitled "An act concerning the collection of poll tax."

Was read a third time, and the Council refused to pass.

Ayes—none.

Nays—Messrs. Cline, Day, Dudley, McGlynn, Tullis and Mr. President—6.

Absent—Messrs. Dunbar, La Du, and Ringer—3.

The following messages were received from the Governor:

TERRITORY OF WASHINGTON, EXECUTIVE DEPARTMENT,
Olympia, Nov. 14, 1879.

TO THE HON. COUNCIL of WASHINGTON TERRITORY:

GENTLEMEN: I have the honor to nominate Albert T. Stream to be Fish Commissioner, for the Columbia river and its tributaries, and ask your honorable body to consent to his appointment.

I have the honor to be, very respectfully, your obedient servant,

E. P. FERRY,
Governor.

TERRITORY OF WASHINGTON, EXECUTIVE DEPARTMENT,
Olympia, Nov. 14, 1879.

TO THE HONORABLE COUNCIL OF WASHINGTON TERRITORY:

GENTLEMEN: I have the honor to inform you that I have this day approved the following:

An act to provide for the codification of the laws of Washington Territory.

An act to legalize the action of certain boards of county commissioners.

An act concerning proclamations issued by the Governor.

An act to create the office of fish commissioner for the Columbia river, to license the taking of salmon in the Columbia river and its tributaries and to encourage the establishment of hatching houses on the waters of the Columbia river for the propagation of salmon.

An act for the relief of James T. Berry.

An act to incorporate the city of Goldendale.

I have the honor to be, very respectfully.

E. P. FERRY,
Governor.

The question being upon the confirmation of Albert T. Stream, appointed by the Governor, as fish commissioner for the Columbia river and its tributaries.

The Council voted to confirm.

Ayes—Messrs. Cline, Day, Dunbar, McGlynn, Tullis and Mr. President—6.

Nays—none.

Absent—Messrs. Dudley, La Du and Ringer—3.

The question being, shall the Council concur in House amendment to

C. B. 25—An act in relation to assignments.

The Council voted to concur.

C. B. 60—An act authorizing county commissioners of Thurston county to levy a special tax for county purposes.

Introduced by Mr. Tullis, was, under suspension of the rules, read a third time and passed and the title of the same was approved.

Ayes—Messrs. Day, Dunbar, Ringer, Tullis and Mr. President—5.

Nays—none.

Absent—Messrs. Cline, Dudley, La Du and McGlynn—4.

The following reports were made from standing committees:

One from committee on ways and means, on

H. B. 152—An act for the relief of Frank Seidel.

Recommending its passage with amendments.

One from committee on judiciary, on

H. B. 177—An act to amend an act entitled "An act to regulate the practice and proceedings in civil actions".

Recommending that it do not pass.

One from committee on enrolled bills, on

C. B. 25—An act in relation to assignments.

Recommending the same correctly enrolled.

One from committee on ways and means, on

H. B. 172—An act for the relief of Mrs. Lewis B. Noble.

Recommending its passage with amendment.

One from conference committee on revenue bill.

Recommending its passage with amendments.

One from committee on enrolled bills, on

C. B. 21—An act regulating salmon fisheries on the waters of the Columbia river and its tributaries.

C. B. 54.—An act regulating removal of certain cases from the district courts, holding terms at Olympia, to the district court of Lewis county.

Reporting the same correctly enrolled.

One from committee on ways and means, on

H. B. 128—An act to provide for the relief of T. M. Reed.

Reporting same without recommendation.

H. B. 152—An act for the relief of Frank Seidel.

Was, on motion, amended by striking out $50 and inserting $30.

On motion of Mr. Dudley the bill was laid on the table.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has refused to pass

H. B. 176—An act to provide for painting the capitol building of the Territory of Washington.

H. B. 157—An act to amend an act entitled "An act offering a bounty for killing wild animals." Passed Jan. 19, 1863.

Also, that the House has passed

C. B. 54—An act regulating the removal of certain cases from the district courts holding terms at Olympia, to the district courts of Lewis county.

H. B. 159—An act providing for the payment of expenses incurred by the prison commissioners, in examining the Territorial penitentiary.

The same are herewith transmitted.

WM. C. POTTER,
Chief Clerk.

H. B. 172—An act for the relief of Mrs. Lewis B. Noble.

Was amended and the Council refused to pass.

Ayes—Messrs. Cline, Day, Ringer and Mr. President—4.

Nays—Messrs. Dudley, Dunbar, La Du, and Tullis—4.

Absent—Mr. McGlynn—1.

The report of conference on

H. B. 125—An act to provide for the assessing and collecting of county and territorial revenue.

Was adopted, amending said bill.

The President gave notice that he was about to sign

C. B. 25—An act relating to assignments.

H. B. 159—An act providing for the payment of expenses incurred by the prison commissioners, in examining the Territorial penitentiary.

Was read twice and referred to committee on ways and means.

The report of conference committee on

C. B. 39—An act to amend an act entitled "An act to encourage the cultivation of oysters." Approved Nov. 6, 1877.

Was adopted.

The following message was received from the House.

MESSAGE FROM THE HOUSE.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. B. 179—An act to provide for the establishment of free scholarships in the university of Washington.

Herewith transmitted for your action.

And the speaker has signed

C. B. 25—An act in relation to assignments.

Herewith returned.

Also, that the House has passed

H. J. M. 18—Praying for an appropriation for the survey of the exterior lines of the Yakima Indian Reservation, and

C. B. 40—An act to provide for the recovery of damages for injuries caused by the use of intoxicating liquors.

The same are herewith transmitted, and that

The House has refused to concur in the report of joint committee of conference on

H. B. 125—An act to provide for the collecting and assessing of county and territorial revenue.

The speaker appointed on the part of the House, as said committee, Messrs. Percival and Ward.

WM. C. POTTER,
Chief Clerk.

H. B. 179—An act to provide for the establishment of free scholarships in the university of Washington.

Was read once and Council refused to suspend the rules to have it read further.

Ayes—Messrs. Cline, Dudley, McGlynn and Mr. President—4.

Nays—Messrs. Day, Dunbar, La Du, Ringer and Tullis—5.

The president gave notice that he was about to sign.

C. B. 21—An act regulating salmon fisheries on the Columbia river and its tributaries.

H. J. M. 18—Praying for an appropriation for the survey of the exterior lines of the Yakima Indian Reservation.

Was, under suspension of the rules, read three times and passed.

Ayes—Messrs. Cline, Day, Dudley, La Du, Ringer and Mr. President—6.

Absent—Messrs. Dunbar, McGlynn and Tullis—3.

The president appointed as a second committee of conference committee on

H. B. 125—An act to provide for the assessing and collecting of county and territorial revenue.

Messrs. Dunbar and Tullis.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the Speaker has signed

C. B. 21—An act regulating salmon fisheries on the waters of the Columbia river and its tributaries, and

C. B. 54—An act regulating the removal of certain cases from the district court holding terms at Olympia to the district court of Lewis county.

Herewith returned.

Also, that the House has passed

C. B. 60—An act authorizing county commissioners to levy a special tax for county purposes.

Herewith returned.

That the speaker has signed

H. J. M. 15—Praying Congress for a reduction in the price asked for government lands within the limits of the land grant of the N. P. R. R. Co. in W. T.

H. B. 39—An act in relation to mortgages on certain kinds of property.

Herewith transmitted.

And that the House has adopted the report of the joint committee of conference, on

H. B. 125—An act to provide for the assessing and collecting of county and territorial revenue.

And report of joint committee of conference on

H. B. 10—An act to encourage internal improvements in Washington Territory.

And report of joint committee on conference, on

C. B. 39—An act to amend an act entitled "An act to encourage the cultivation of oysters." Approved Nov. 6, 1877.

Herewith transmitted.

Also, that the House has passed

C. B. 51—An act to amend an act to regulate the practice and proceedings in civil actions. Approved Nov. 8, 1877.

After amending the same, as per amendments attached to said bill, returned herewith.

WM. C. POTTER,
Chief Clerk.

H. B. 128—An act for the relief of T. M. Reed, Territorial auditor.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—none.

At 4:30 o'clock, P. M., the Council took a recess until 7 o'clock, P. M.

At 7 o'clock, the council re-assembled.

Mr. President in the chair.

Roll called.

Present—Messrs Day, Dudley, Dunbar, Tullis and Mr. President—5.

Absent—Messrs. Cline, La Du, McGlynn and Ringer—4.

During the evening session, the following reports from standing committees were received.

One from the committee on ways and means on

C. B. 55—An act to provide for cataloguing the territorial library.

Reporting in favor of its passage.

One from committee on enrolled bills, on

C. B. 46—An act regulating the pay of certain officers in Lewis county.

Reporting the same correctly enrolled.

One from committee on enrolled bills on

Substitute for H. B. 59.

Reporting the same correctly enrolled.

One from committee on enrolled bills on

Substitute for C. B. 10.

Reporting the same correctly enrolled.

One from committee on enrolled bills on

C. B. 55—An act providing for the cataloguing of the territorial library.

Reporting the same correctly enrolled.

One from committee on counties on

H. B. 168—An act authorizing the voters of Whatcom county to vote upon the division of said county.

Recommending its passage with amendments.

One from committee on enrolled bills on

C. B. 61—An act to require the board of pilot commissioners for the Columbia river and bar to pay a portion of the money in their hands into the territorial treasury, and

C. J. R. 10—Relative to printing certain laws.

Reporting the same correctly enrolled.

One from committee on enrolled bills, on

C. B. 48—An act creating a Territorial Board of Equalization and defining its duties.

Reporting the same correctly enrolled.

One from committee on enrolled bills, on

C. B. 39—An act to amend an act entitled "An act to encourage the cultivation of oysters." Approved Nov. 6, 1877.

Reporting the same correctly enrolled.

One from committee on ways and means, on

H. B. 136—An act to appropriate money for immigration purposes.

Recommending passage of the same with amendments.

One from committee on enrolled bills, on

C. B. 60—An act authorizing county commissioners to levy a special tax for county purposes.

Reporting the same correctly enrolled.

One from committee on ways and means on

H. B. 159—An act providing for the payment of expenses incurred by the prison commissioners in examining the territorial penitentiary.

Reporting in favor of its passage.

One from committee on enrolled bills, on

C. B. 43—An act to authorize the governor to execute a bond to the United States.

Reporting the same correctly enrolled.

One from committee on enrolled bills, on

C. B. 40—An act to provide for the recovery of damages for injuries caused by the use of intoxicating liquors.

Reporting the same correctly enrolled.

Also, a minority report from committee on ways and means on

H. B. 136—An act to appropriate money for immigration purposes.

Recommending passage of same with amendments.

The President gave notice that he was about to sign

C. B. 40—An act to provide for the recovery of damages for injuries caused by the use of intoxicating liquors.

The amenments, as recommended by the majority report of the committee on ways and means, on

H. B. 136—An act to appropriate money for immigration purposes.

Were severally adopted, and the bill, as amended, was passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays.—None.

The following messages were received from the Governor:

TERRITORY OF WASHINGTON, EXECUTIVE DEPARTMENT,
Olympia, Nov. 14, 1879.

TO THE HONORABLE, THE COUNCIL OF WASHINGTON TERRITORY.

GENTLEMEN:—I have the honor to inform you that I have this day approved the following:

An act in relation to assignments.

An act regulating the removal of certain cases from the district court holding terms at Olympia, to the district court of Lewis county.

An act regulating salmon fisheries on the Columbia river and its tributaries.

An act to provide for the recovery of damages for injuries caused by the use of intoxicating liquors.

An act to authorize the Governor to execute a bond to the United States.

An act to amend an act entitled "An act to encourage the cultivation of oysters."

An act to amend an act entitled "An act in relation to territorial auditor."

An act regulating the pay of certain officers in Lewis county.

An act to amend an act entitled "An act to regulate the practice and proceedings in civil actions."

An act relating to the liens of farm laborers.

An act to provide for the cataloguing of the books contained in the Territorial library.

An act to authorize the county commissioners of Thurston county to levy an additional tax for county purposes.

I have the honor to be, very respectfully,

E. P. FERRY, *Governor.*

Mr. Dudley moved that

H. B. 152—An act for the relief of Frank Seidel.

Be taken from the table.

Motion carried, and

H. B. 152—An act for the relief of Frank Seidel.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer and Mr. President—8.

Nay—Mr. Tullis—1.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. B. 180—An act to provide for the moral and intellectual culture of persons confined in the Territorial penitentiary.

H. B. 176—An act to provide for the painting of the capitol building of the Territory of Washington.

Herewith transmitted.

WM. C. POTTER,
Chief Clerk.

Mr. Dudley moved that the vote whereby

H. B. 172—An act for the relief of Mrs. Lewis B. Noble.

Was defeated, be reconsidered.

Motion carried.

And the bill was passed and title of same was approved, after amending the same by striking out $30 and inserting $20.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—none.

H. B. 159—An act providing for the payment of expenses incurred by the prison commissioners, in examining the Territoral penitentiary.

Was read a third time and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, Ringer, Tullis and Mr. President—8.

Nay—Mr. McGlynn—1.

C. B. 55—An act providing for the cataloguing of the territorial library.

Was read a third time, and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—none.

The president gave notice that he was about to sign

H. J. M. 16—Praying congress for the relief of certain settlers on public lands.

H. J. M. 17—Memorial praying congress for the relief of volunteer soldiers in the Nez Perce Indian war of 1877, and

H. J. R. 16—Relative to certain pamphlets in possession of the territorial librarian.

H. B. 174—An act to provide for the correction of errors in the spelling and punctuation of the acts of the present legislative assembly.

H. B. 175—An act to provide for the printing and distribution of the revised road laws.

H. B. 157—An act to prevent hogs from running at large in the county of Thurston.

H. B. 158—An act to appropriate money for indexing the laws.

H. B. 173—An act amendatory of an act entitled "An act to amend the charter of the city of Walla Walla." Approved Nov. 9, 1879.

H. B. 154—An act for the encouragement of mining and manufacturing.

H. B. 131—An act in relation to the disposal of certain moneys derived from liquor licenses in the town of Colfax.

H. B. 146—An act for the relief of the Oregon Steam Navigation Company and others.

H. B. 130—An act to declare certain persons habitual drunkards, and to protect them and others in person and property.

H. B. 110—An act relating to and defining the property rights of husband and wife.

H. B. 171—An act requiring packed, barreled or canned fish, put up in this Territory, to be marked in a certain way.

H. B. 148—An act to provide for the location of a territorial road from Quillehute to the straits of Juan De Fuca in Clallam county.

H. B. 149—An act to amend an act, entitled, "An act in relation to licenses." Approved Nov. 13, 1873.

C. B. 60—An act authorizing county commissioners to levy a special tax for county purposes.

C. B. 46—An act regulating the pay of certain officers in Lewis county.

C. B. 39—An act to amend an act entitled "An act to encourage the cultivation of oysters." Approved Nov. 6, 1877.

H. B. 180—An act to provide for the moral and intellectual culture of persons confined in the Territorial penitentiary.

Was, under suspension of the rules, read three times and the Council refused to pass.

Ayes—Messrs. Dudley, Dunbar and McGlynn—3.

Nays—Messrs. La Du, Tullis and Mr. President—3

Absent—Messrs. Cline, Day and Ringer—3.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the Speaker has signed

H. B. 130—An act to declare certain persons habitual drunkards, and to protect them and others in person and property.

H. B. 148—An act to provide for the location of a Territorial road from Quillehute to the Straits of Juan De Fuca.

Substitute for H. B. 110.

Substitute for H. B. 171.

H. B. 154—An act for the encouragement and support of mining and manufacturing.

H. J. M. 16—Praying congress for the relief of certain settlers on public lands.

H. B. 157—An act to amend an act entitled "An act offering a bounty for killing wild animals." Passed Jan. 19, 1863.

H. J. R. 16—Relative to certain pamphlets in possession of the territorial librarian.

H. B. 175—An act to provide for the printing and distribution of the revised road laws.

H. B. 174—An act to provide for the correction of errors in the spelling and punctuation of the acts of the present legislative assembly.

H. B. 158—An act to appropriate money to pay for indexing the laws.

H. B. 131—An act in relation to the disposal of certain moneys derived from liquor licenses in the town of Colfax.

H. B. 173—An act amendatory of an act entitled "An act to amend the charter of the city of Walla Walla."

H. M. 17.

H. B. 146—An act for the relief of the Oregon Steam Navigation Company and others, also

H. B. 149—An act to amend an act entitled "An act in relation to licenses."

The same are herewith transmitted for your signature.

WM. C. POTTER,
Chief Clerk.

MESSAGE FROM THE HOUSE.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has concurred in Council amendments to

H. B. 152—An act for the relief of Frank Seidel.

And Council amendments to

H. B. 172—An act for the relief of Mrs. Lewis B. Noble.

Also, that the House has passed

H. B. 178—An act encouraging internal improvements in Washington Territory.

The same are herewith returned.

And the speaker has signed

C. B. 43—An act to authorize the governor to execute a bond to the United States.

Herewith returned.

WM. C. POTTER,
Chief Clerk.

H. B. 176—An act to provide for painting the capitol building of the Territory of Washington.

Was read three times and the Council refused to pass.

Ayes—Messrs. Cline, Tullis and Mr. President—3.

Nays—Messrs. Dudley, Dunbar, La Du and Ringer—4.

Absent—Messrs. Day and McGlynn—2.

C. B. 61—An act to require the board of pilot commissioners of the Columbia river and bar to pay a portion of the money in their hands into the territorial treasury.

Was read a third time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, La Du, Ringer, Tullis and Mr. President—7.

Absent—Messrs. Dunbar and McGlynn—2.

H. B. 178—An act to encourage internal improvements in Washington Territory.

Was read three times and the Council refused to pass.

Ayes—Messrs. Cline, Day and Dudley—3.

Nays—Messrs. Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—6.

The President gave notice that he was about to sign

H. B. 59—An act to amend an act entitled "An act in relation to Territorial auditor."

C. B. 51—An act to amend an act to regulate the practice and proceedings in civil actions. Approved Nov. 8, 1877.

C. B. 55—An act to provide for the cataloguing of the Territorial library, and

C. B. 10—An act relating to the liens of farm laborers.

Mr. Ringer offered the following resolution, which was unanimously adopted.

Resolved, That the thanks of this Council are hereby tendered the President for the courteous and able manner in which he has discharged his duty and to the chief clerk and his assistant clerks, together with the subordinate officers, for the very efficient manner in which they have discharged their arduous duties during the present session.

MESSAGE FROM THE HOUSE.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

H. B. 168—An act authorizing the voters of Whatcom county to vote upon the division of said county.

Herewith transmitted.

Also, that the House has passed

C. B. 55—An act to provide for cataloguing the Territorial library,

Herewith returned.

WM. C. POTTER, *Chief Clerk.*

The following message was received from the Governor:

TERRITORY OF WASHINGTON, EXECUTIVE DEPARTMENT,
Olympia, Nov. 14, 1879.

TO THE HONORABLE, THE COUNCIL OF WASHINGTON TERRITORY.

GENTLEMEN:—I have the honor to inform you that I have this day approved the following:

An act to reqire the board of pilot commissioners of the Columbia river and bar to pay a portion of the money in their hands into the Territorial treasury.

An act creating a board of equalization.

Very respectfully,
E. P. FERRY,
Governor.

H. B. 168—An act authorizing the voters of Whatcom county to vote upon the division of said county.

Was, read a third time, amended and passed and the title of the same was approved.

Ayes—Messrs. Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—7.

Nays—none.

Absent—Mr. Messrs. Cline and Day—2.

Council concurred in House amendments to

C. J. R. 10—Relative to printing certain laws.

H. B. 181—An act to protect and establish the rights of married women.

Was read three time and passed and the title of the same was approved.

Ayes—Messrs. Cline, Day, Dudley, Dunbar, La Du, McGlynn, Ringer, Tullis and Mr. President—9.

Nays—none.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the Speaker has signed

H. B. 131—An act in relation to the disposal of certain moneys derived from liquor licenses in the town of Colfax.

H. B. 157—An act to amend an act entitled "An act offering a bounty for killing wild animals." Passed Jan. 19, 1863.

C. B. 10—An act in relation to liens of farm laborers, and

C. B. 51—An act to amend an act to regulate the practice and proceedings in civil actions. Approved Nov. 8, 1877.

Herewith transmitted.

Also that the House has passed

C. B. 48—An act creating a Territorial board of equalization and defining its duties.

Herewith returned.

That the speaker has signed.

H. B. 39—An act in relation to mortgages on certain kinds of property.

Herewith returned.

Also, that the House has passed

C. B. 61—An act to require the board of pilot commissioners for the Columbia river and bar to pay a portion of the money in their hands into the Territorial treasury.

C. J. R. 10—Relative to printing certain laws.

Also that the speaker has signed.

Council substitute for H. B. 59.

Returned herewith, and

C. B. 55—An act providing for the cataloguing of the Territorial library.

H. B. 125—An act to provide for the assessing and collecting of county and territorial revenue.

Transmitted herewith.

And that the House has passed

H. B. 181—An act to establish and protect the rights of married women.

Transmitted herewith.

That the Speaker has signed

H. B. 172—An act for the relief of Mrs. Lewis B. Noble.

H. B. 152—An act for the relief of Frank Seidel.

H. B. 136—An act to appropriate money for immigration purposes.

H. B. 159—An act providing for the payment of expenses incurred by the prison commissioners in examining the territorial penitentiary.

H. B. 128—An act for the relief of T. M. Reed, Territorial auditor.

Herewith transmitted.

That the House has refused to concur in Council amendments to

H. B. 166—An act authorizing the commissioners of Whatcom county to vote upon the division of said county.

And ask for a conference committee.

WM. C. POTTER,
Chief Clerk.

Mr. Dudley moved the following resolution, which was unanimously adopted.

Resolved, By the Council, the House concurring, that we take this method of expressing our thanks to Mrs. E. P. Ferry, for the bountiful collation provided for the members of this assembly.

The president gave notice that he was about to sign

H. B. 159—An act providing for the payment of expenses

incurred by the prison commissioners, in examining the Territorial penitentiary.

H. B. 128—An act for the relief of T. M. Reed, Territorial auditor.

H. B. 172—An act for the relief of Mrs. Lewis B. Noble.

H. B. 136—An act to provide for immigration purposes.

C. B. 61—An act to require the board of pilot commissioners of the Columbia river and bar to pay a portion of the money in their hands into the treasury.

H. B. 152—An act for the relief of Frank Seidel.

C. B. 10—An act in relation to liens of farm laborers.

H. B. 170—An act for the relief of Kitsap county.

Was read three times and the Council refused to pass.

Ayes—Messrs. Day and McGlynn—2.

Nays—Messrs. Dudley, Dunbar, La Du, Ringer, Tullis and Mr. President—6.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the House has passed

C. J. R. 12.

H. B. 170—An act for the relief of Kitsap county.

Transmitted herewith.

WM. C. POTTER,
Chief Clerk.

The following message was received from the House.

MESSAGE FROM THE HOUSE.

MR. PRESIDENT:—I am instructed by the House to inform the Council that the Speaker has signed

C. B. 62.

Returned herewith, and

C. B. 48—An act creating a territorial board of equalization and defining its duties.

Returned herewith, also

C. B. 61—An act requiring the board of pilot commissioners of the Columbia river and bar to pay a portion of the money in their hands into the treasury.

C. J. R. 10—Relative to printing certain laws.

Returned herewith.

WM. C. POTTER,
Chief Clerk.

The President gave notice that he was about to sign

C. B. 48—An act creating a board of equalization and defining its duties.

Mr. Dunbar moved that a committee of two be appointed to wait upon the Governor, and ascertain whether or not His

Excellency had any further communication to make to the Council; and to inform him that the Council had about concluded the business for which it assembled.

Motion carried and the president appointed Messrs. Dunbar and Tullis, as such committee.

After retiring to wait upon the Governor the committee returned and reported that His Excellency had no further communication to make to the Council, but desired the committee to express to the Council his satisfaction with the much very needful legislation that had been consummated, and his kindest wishes for the future welfare of each and all of its members.

The following message was received from the House:

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Olympia, Nov. 14, 1879.

MR. PRESIDENT:—I am instructed by the House to inform the Council that, the House is about to adjourn *sine die*, as it has concluded business, and ask you if you have any further business with the House.

WM. C. POTTER,
Chief Clerk.

On motion of Mr. La Du, the Council adjourned *sine die.*

I hereby certify the foregoing to be a true copy of the journal of the proceedings of the Council of the Legislative Assembly of Washington Territory, at its seventh biennial session.

ALLEN WEIR, *Chief Clerk.*

Approved Nov. 15, 1879.
FRANCIS H. COOK, *President.*